



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 37

### SIXTY-FIRST LEGISLATURE

**Wednesday, March 4, 2009**

**52nd Day - 2009 Regular Session**

<b>SENATE</b>	SB 5127-S	SB 5200	SB 5321-S	SB 5331-S	SB 5368-S	SB 5458-S	SB 5533-S
	SB 5537-S	SB 5549-S	SB 5565-S	SB 5630-S	SB 5668-S	SB 5682-S	SB 5684-S
	SB 5934-S	SB 5938-S	SB 5939-S	SB 5945-S	SB 5948-S	SB 5963-S	SB 5964-S
	SB 5968-S	SB 5978-S	SB 6009-S	SB 6019-S	SB 6032-S	SB 6035-S	SB 6038-S
	SB 6052-S	SB 6063-S	SB 6109	SB 6110	SB 6111	SB 6112	SB 6113
	SB 6114						
<b>HOUSE</b>	HB 1021-S2	HB 1025-S2	HB 1078-S2	HB 1090-S2	HB 1095-S2	HB 1180-S2	HB 1373-S2
	HB 1429-S2	HB 1469-S2	HB 1580-S2	HB 1646-S2	HB 1700-S2	HB 1762-S2	HB 1797-S2
	HB 1879-S2	HB 1899-S2	HB 1935-S2	HB 1938-S2	HB 1944-S2	HB 1946-S2	HB 1951-S2
	HB 2021-S2	HB 2078-S2	HB 2113-S2	HB 2114-S2	HB 2227-S2	HB 2302	HB 2303

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

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2009>.

### House Bills

**HB 1021-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Campbell, Morrell, and Moeller)

Concerning notice of hospital audits.

**(DIGEST OF PROPOSED 2ND SUBSTITUTE)**

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

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

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

-- 2009 REGULAR SESSION --

- Jan 20 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.
- Jan 22 Executive action taken in the House Committee on Health Care & Wellness at 8:00 AM.
- Feb 11 Public hearing in the House Committee on Health & Human Services Appropriations at 6:00 PM.
- Feb 25 APPH - Majority; 2nd substitute bill be substituted, do pass.

Mar 2 Passed to Rules Committee for second reading.

**HB 1025-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Armstrong, Upthegrove, and Wallace)

Requiring disclosure of certain information relating to higher education course materials.

**(DIGEST OF PROPOSED 2ND SUBSTITUTE)**

Requires the boards of regents of the state universities, the boards of trustees of the regional universities and The Evergreen State College, and the boards of trustees of each community and technical college district, in collaboration with affiliated bookstores and student and faculty representatives, to adopt rules requiring that affiliated bookstores disclose information to students on required course materials including but not limited to title, authors, edition, price, and International Standard Book Number (ISBN) at least four weeks before the start of the class for which the materials are required.

Authorizes the chief academic officer to waive the disclosure requirements on a case-by-case basis.

-- 2009 REGULAR SESSION --

- Jan 27 Public hearing in the House Committee on Higher Education at 10:00 AM.
- Feb 20 Executive session in the House Committee on Higher Education at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1078-S2** by House Committee on General Government Appropriations (originally

sponsored by Representatives Kelley, Roach, Kirby, Warnick, Bailey, and Sells)

Concerning exchange facilitators.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Creates a statutory framework that provides consumer protections to those who entrust money or property to persons acting as exchange facilitators.

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

-- 2009 REGULAR SESSION --

- Jan 22 Public hearing in the House Committee on Financial Institutions & Insurance at 1:30 PM.
- Feb 17 Executive action taken in the House Committee on Financial Institutions & Insurance at 8:30 AM.
- Feb 23 Executive action taken in the House Committee on General Government Appropriations at 6:00 PM.  
Executive action taken in the House Committee on Ways & Means at 8:00 PM.
- Feb 26 APPG - Majority; 2nd substitute bill be substituted, do pass.  
Minority; without recommendation.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1090-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives McCoy, Appleton, Chase, Van De Wege, Hunt, and Moeller)

Concerning human remains.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the director of the department of archaeology and historic preservation to adopt the necessary rules to implement chapter 275, Laws of 2008 (human remains).

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

-- 2009 REGULAR SESSION --

- Jan 22 Public hearing in the House Committee on State Government & Tribal Affairs at 8:00 AM.
- Feb 20 Executive session in the House Committee on State Government & Tribal Affairs at 1:30 PM.
- Feb 26 APPG - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1095-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Hasegawa, Green, Nelson, Kelley, Kenney, Chase, Conway, and Hudgins)

Increasing small business access to state contracting opportunities.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Finds that: (1) State government procurement of goods and services is a largely untapped market for Washington state small businesses; and

(2) Small businesses generally lack awareness of state procurement opportunities and how such opportunities can be pursued.

Declares an intent to: (1) Require state agencies to use the state's common vendor registration and bid notification system for publishing all procurement notices; and

(2) Direct the state's central services agencies to develop procurement policies, procedures, and materials that encourage and facilitate the purchase of products and services by state agencies from Washington small businesses.

Requires the director of the office of financial management, the director of the department of general administration, and the information services board to develop procurement policies and procedures, such as unbundled contracting and subcontracting, that encourage and facilitate the purchase of products and services by state agencies and institutions from Washington small businesses to the maximum extent practicable and consistent with international trade agreement commitments.

Requires the public printer to develop procurement policies and procedures, such as unbundled contracting and subcontracting, that encourage and facilitate the purchase of such services or supplies from Washington small businesses to the maximum extent practicable and consistent with international trade agreement commitments.

Directs the department of general administration to convene a working group including representatives of the office of financial management, the department of information services, and the state printer to work collaboratively to develop common policies and procedures that encourage and facilitate state government purchases from Washington small businesses.

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

-- 2009 REGULAR SESSION --

- Jan 21 Public hearing in the House Committee on Community & Economic Development & Trade at 8:00 AM.
- Jan 28 Executive action taken in the House Committee on Community & Economic Development & Trade at 8:00 AM.
- Feb 26 APPG - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1180-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Dickerson, Hudgins, Campbell, Dunshee, Pedersen, Hunt, Rolfes, Appleton, Moeller, Kagi, Van De Wege, Hunter, Cody, Chase, Green, Morrell, Pettigrew, White, Williams, Simpson, and Kenney)

Regarding the use of bisphenol A.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

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.

Prohibits a manufacturer, wholesaler, or retailer from knowingly selling, offering for sale, or distributing for sale or use in this state certain containers that contain bisphenol A.

Penalizes a manufacturer, wholesaler, or retailer who violates the act.

Directs expenses to cover administration of the act to be paid from the toxics control account.

-- 2009 REGULAR SESSION --

- Jan 28 Public hearing in the House Committee on Environmental Health at 1:30 PM.
- Feb 4 Executive action taken in the House Committee on Environmental Health at 1:30 PM.
- Feb 17 Public hearing in the House Committee on General Government Appropriations at 8:00 AM.
- Feb 25 APPG - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Placed on second reading.

**HB 1373-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Dickerson, Kagi, Green, Cody, Darneille, Dunshee, Roberts, Goodman, Appleton, Kenney, Orwall, Hurst, Moeller, Takko, Chase, Rolfes, Carlyle, Simpson, Nelson, Conway, and Ormsby)

Concerning children's mental health services.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the department of social and health services and the children's mental health evidence-based practice institute established in RCW 71.24.061 to collaborate to encourage and develop incentives for the use of prescribing practices and evidence-based and research-based treatment practices developed under RCW 74.09.490 by mental health professionals serving children under RCW 74.09.521.

Eliminates the expiration date for increasing the annual number of office visits available to children needing outpatient mental health therapy in managed care programs and on a fee-for-service basis.

-- 2009 REGULAR SESSION --

- Feb 3 Public hearing in the House Committee on Early Learning & Children's Services at 1:30 PM.
- Feb 20 Executive session in the House Committee on Early Learning & Children's Services at 1:30 PM.
- Feb 26 APPH - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Referred to Ways & Means.  
WAYS - Executive action taken by committee.  
WAYS - Majority; 3rd substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**HB 1429-S2** by House Committee on Health & Human

Services Appropriations (originally sponsored by Representatives O'Brien, Bailey, Sells, Hinkle, Cody, Kessler, Hudgins, Ericks, Moeller, Morrell, and Ormsby)

Concerning respite care.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the department of social and health services to provide for respite services based on the department's assessment for a family member who replaces the parent as the primary caregiver, resides with, and provides personal care in the home for the adult with developmental disabilities.

-- 2009 REGULAR SESSION --

- Feb 2 Public hearing in the House Committee on Human Services at 1:30 PM.
- Feb 11 Executive action taken in the House Committee on Human Services at 8:00 AM.
- Feb 25 APPH - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1469-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Hunt, Campbell, Dickerson, Anderson, Chase, Carlyle, Hudgins, Kagi, Darneille, Sells, Van De Wege, Appleton, Dunshee, Upthegrove, Rolfes, Nelson, Morrell, Wood, Liias, O'Brien, Goodman, Hasegawa, White, Conway, Kenney, and Pedersen)

Establishing the product stewardship recycling act for mercury-containing lights.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Creates the product stewardship recycling act for mercury-containing lights.

Requires all government, commercial, industrial, and retail facilities and office buildings to recycle their end-of-life mercury-containing general purpose lights.

Requires every producer of a covered product sold in or into Washington state to participate in a product stewardship program for that product.

Requires a producer, group of producers, or stewardship organization to: (1) Pay all administrative and operational costs associated with their program; and

(2) At least once every four years, update its plan and submit the updated plan to the department of ecology for review.

Directs product stewardship programs to collect, free of charge, unwanted products from covered entities for reuse, recycling, processing, or final disposition.

Authorizes the department of ecology or its designee to inspect, audit, or review audits of processing and disposal facilities used to fulfill the requirements of a product stewardship program.

Prohibits a product stewardship program from using federal or state prison labor for processing unwanted products.

Prohibits, as of the implementation date for the covered product, a producer, wholesaler, retailer, or other person from selling or offering for sale that product to any person in this state unless the producer is participating in a product stewardship program under a plan approved by the department of ecology.

Penalizes a producer not participating in a product stewardship program approved by the department of

ecology whose covered product continues to be sold in or into the state sixty days after receiving a written warning from the department.

Directs the department of ecology to periodically publish a notice on its web site requesting that stakeholders who are interested in stewardship programs contact the department.

Requires all producers whose products are included in the act to pay the department of ecology ten thousand dollars annually no later than January 1st of each year for each covered product category sold in or into the state.

Creates the product stewardship programs account.

-- 2009 REGULAR SESSION --

Feb 4 Public hearing in the House Committee on Environmental Health at 1:30 PM.

Feb 19 Executive action taken in the House Committee on Environmental Health at 6:00 PM.

Feb 25 APPG - Majority; 2nd substitute bill be substituted, do pass.

Minority; do not pass.

Mar 2 Passed to Rules Committee for second reading.

**HB 1580-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Kessler, Walsh, Santos, Morris, Blake, Takko, Chandler, McCoy, Newhouse, Kretz, Linville, Jacks, Ormsby, Van De Wege, Hurst, Warnick, Nelson, Hinkle, Springer, and Kenney)

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

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Establishes a pilot local water management program in water resource inventory area 32.

Authorizes creation of a water management board with designated membership, authority, duties, and responsibilities.

Authorizes water banking for water rights on a temporary or permanent basis.

Authorizes water users in a planning area to develop a local water plan.

Expires June 30, 2019.

-- 2009 REGULAR SESSION --

Jan 30 Public hearing in the House Committee on Agriculture & Natural Resources at 1:30 PM.

Feb 5 Executive action taken in the House Committee on Agriculture & Natural Resources at 8:00 AM.

Feb 19 Public hearing in the House Committee on General Government Appropriations at 1:30 PM.

Feb 25 APPG - Majority; 2nd substitute bill be substituted, do pass.

Executive action taken in the House Committee on Agriculture & Natural Resources at 8:00 AM.

Mar 2 Passed to Rules Committee for second reading.

**HB 1646-S2** by House Committee on Education Appropriations (originally sponsored by

Representatives Sullivan, Priest, Kenney, Morrell, and Ormsby)

Making adjustments pertaining to the high school Washington assessment of student learning in mathematics and science.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Makes adjustments to the high school Washington assessment of student learning in mathematics and science.

Requires the office of the superintendent of public instruction, in consultation with the state board of education and the professional educator standards board, to identify strategies and develop an implementation plan intended to assure that all students have the opportunity to learn the new mathematics and science standards.

Requires the office of the superintendent of public instruction to: (1) In consultation with the state board of education, recommend whether to use a comprehensive assessment or end-of-course assessments for the high school assessment for students to demonstrate that they have achieved proficiency on the state science standards; and

(2) Identify the costs for developing and implementing end-of-course assessments in science.

Eliminates the expiration of RCW 28A.655.0611 (graduation without certificate of academic achievement or certificate of individual achievement).

-- 2009 REGULAR SESSION --

Feb 4 Public hearing in the House Committee on Education at 1:30 PM.

Feb 20 Executive session in the House Committee on Education at 8:00 AM.

Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.

Minority; do not pass.

Mar 2 Passed to Rules Committee for second reading.

**HB 1700-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Hudgins, McCoy, and Hasegawa)

Conducting an inventory of publicly owned high-speed internet infrastructure.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Designates the department of information services as an eligible entity for purposes of the broadband data improvement act, P.L. 110-385.

Authorizes the department of information services to: (1) Receive federal funds made available for broadband or high-speed internet purposes according to the provisions of the acts of congress making the funds available; and

(2) Create an interactive web site to allow residents to self-report whether high-speed internet is available at their home or residence and at what speed.

Requires the department of information services, subject to the availability of federal or state funding appropriated for this specific purpose, to: (1) Conduct a detailed survey of all high-speed internet infrastructure owned or leased by state agencies; and

(2) Use the surveyed information to create a geographic information system map of all high-speed internet infrastructure owned or leased by the state.

Requires all state agencies to respond to any request for information from the department of information services in

a reasonable and timely manner, not to exceed one hundred twenty days.

-- 2009 REGULAR SESSION --

- Feb 4 Public hearing in the House Committee on Technology and Energy & Communications at 8:00 AM.
- Feb 12 Executive action taken in the House Committee on Technology and Energy & Communications at 10:00 AM.
- Feb 25 APPG - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1762-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Santos, Kenney, and Morrell)

Increasing parental and community involvement in public education.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Declares an intent to increase public awareness of the importance of parental and community involvement in education and foster mutually respectful interactions in an atmosphere of collaboration and cooperation.

Requires school districts to inform students and their parents or guardians of certain rights that they have.

Requires the education ombudsman to report to the legislature regarding whether school districts have implemented those rights.

-- 2009 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on Education at 10:00 AM.
- Feb 13 Executive action taken in the House Committee on Education at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1797-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives White, Priest, Springer, Anderson, Miloscia, Nelson, McCoy, Rodne, Simpson, and Sullivan)

Examining rural and resource lands.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

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: (1) Conduct an examination of trends affecting and policies guiding the maintenance of rural and resource lands in Washington;

(2) Conduct fact-finding and stakeholder discussions with certain participants;

(3) Issue two reports of its fact-finding efforts and stakeholder discussions to the governor and the appropriate committees of the house of representatives and the senate;

(4) Facilitate discussions between the stakeholders for the purposes of identifying options and recommendations for addressing expected growth in a manner that maintains rural character and conserves forest, farm, and natural areas; and

(5) Achieve agreement among participating stakeholders and develop a coalition that can be used to support agreed upon changes or new approaches.

Creates the rural and resource lands study account and declares that the legislature intends for the account to be populated exclusively with nongeneral fund moneys.

-- 2009 REGULAR SESSION --

- Feb 12 Public hearing in the House Committee on Local Government & Housing at 10:00 AM.
- Feb 16 Executive action taken in the House Committee on Local Government & Housing at 1:30 PM.
- Feb 26 APPG - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1879-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Jacks, Kagi, Moeller, Orcutt, Wallace, Appleton, and Kenney)

Providing for the delivery of educational services to children who are deaf and hard of hearing.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Establishes the Washington state center for childhood deafness and hearing loss to provide statewide leadership for the coordination and delivery of educational services to children who are deaf or hard of hearing.

Abolishes the state school for the deaf and transfers its powers, duties, and functions to the Washington state center for childhood deafness and hearing loss.

Requires the director of the Washington state center for childhood deafness and hearing loss to convene an advisory panel for the purpose of implementing in two educational service districts a structured program for delivering education services to children who are deaf and hearing impaired. The panel shall jointly select and consult with two educational service districts as the demonstration sites, one of which shall be in eastern Washington. The advisory panel expires January 1, 2010.

-- 2009 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on Early Learning & Children's Services at 1:30 PM.
- Feb 13 Executive action taken in the House Committee on Early Learning & Children's Services at 1:30 PM.
- Feb 25 Public hearing in the House Committee on Education Appropriations at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1899-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Warnick and Hinkle)

Concerning physicians holding a retired active license.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Modifies continuing education requirements for physicians holding a retired active license.

Exempts a physician who resides and practices in this state and who obtains or renews a retired active license from the licensing fees imposed under RCW 18.71.080.

Requires the medical quality assurance commission to consider amending its rules on retired active physicians in a manner that improves access to health care services for the citizens of this state without compromising public safety.

-- 2009 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.
- Feb 20 Executive session in the House Committee on Health Care & Wellness at 1:30 PM.
- Feb 26 APPH - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1935-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Morrell, Walsh, Cody, Orwall, Kenney, Bailey, Miloscia, Green, Kelley, and Williams)

Concerning adult family homes.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the department of social and health services to establish a specialty license to include geriatric specialty certification for providers who have successfully completed the University of Washington school of nursing certified geriatric certification program and testing.

Prohibits restrictive covenants and governing documents of homeowners' associations from limiting persons or legal entities from operating adult family homes or from prohibiting persons with disabilities from living in a licensed adult family home.

Sets licensing and renewal fees for adult family homes in the biennial operating budget.

-- 2009 REGULAR SESSION --

- Feb 12 Public hearing in the House Committee on Health Care & Wellness at 8:00 AM.
- Feb 20 Executive session in the House Committee on Health Care & Wellness at 1:30 PM.
- Feb 26 APPH - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1938-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Roberts, Kagi, Angel, Walsh, Dunshee, Pettigrew, Green, Goodman, Haler, and Kenney)

Concerning postadoption contact with siblings.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Directs the court, in reviewing and approving an agreement under RCW 26.33.295 for the adoption of a child from foster care, to encourage the adoptive parents, birth parents, foster parents, kinship caregivers, and the department of social and health services or other supervising agency to seriously consider the long-term benefits to the child adoptee and siblings of the child adoptee of providing for and facilitating continuing postadoption contact between the siblings.

-- 2009 REGULAR SESSION --

- Feb 13 Public hearing in the House Committee on Early Learning & Children's Services at 1:30 PM.
- Feb 19 Executive action taken in the House Committee on Early Learning & Children's Services at 8:00 AM.
- Feb 25 APPH - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1944-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Kagi, Walsh, Sullivan, Haigh, Carlyle, Quall, Kenney, and Ormsby)

Regarding the development and field testing of a statewide kindergarten assessment process.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the department of early learning and the office of the superintendent of public instruction, jointly and in collaboration with the early learning advisory council, to convene a work group to develop a statewide kindergarten assessment process to be field tested and made available to school districts.

Requires the kindergarten assessment process to be: (1) Uniform across the state; and

(2) Field tested in selected schools and districts representing culturally diverse populations during the 2010-11 school year.

Requires the office of the superintendent of public instruction to encourage all school districts to implement a uniform kindergarten assessment process.

-- 2009 REGULAR SESSION --

- Feb 12 Public hearing in the House Committee on Early Learning & Children's Services at 8:00 AM.
- Feb 19 Executive action taken in the House Committee on Early Learning & Children's Services at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Referred to Ways & Means.

**HB 1946-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Carlyle, Anderson, Wallace, Angel, White, Schmick, Hasegawa, Goodman, Sullivan, Haigh, Hudgins, Kenney, and Maxwell)

Regarding higher education online technology.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Encourages all institutions of higher education to use common online learning technologies including existing learning management and web conferencing systems currently managed and governed by the state board for community and technical colleges and to share professional development materials and activities related to effective use of these tools.

Authorizes the state board for community and technical colleges to adjust existing vendor licenses to accommodate and provide enterprise services for any interested institution of higher education.

Requires the higher education coordinating board to: (1) Convene a higher education technology transformation task force to improve the efficiency, effectiveness, and quality of education relative to the strategic and operational use of technology in public education; and

(2) Subject to funds for this specific purpose, engage an independent expert to conduct an independent technical analysis of the findings of the comprehensive technology audits outlined in section 3 (4)(e) of the act.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the House Committee on Higher Education at 10:00 AM.
- Feb 18 Executive action taken in the House Committee on Higher Education at 1:30 PM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 1951-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Finn, Short, Takko, Walsh, Blake, Johnson, McCune, Pearson, Williams, and Van De Wege)

Regarding the operation and management of salmonid hatcheries.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Directs the department of fish and wildlife to establish a program that uses public-private partnerships for the resumption or continued operation and management of state-owned salmonid hatcheries now closed or scheduled for closure during the 2009-2011 biennium.

-- 2009 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- Feb 17 Executive action taken in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- Feb 25 APPG - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2021-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Kenney, Probst, Wallace, Sullivan, Priest, Maxwell, Chase, Ormsby, Hudgins, Jacks, Lias, White, Sells, Morrell, Kelley, Darneille, Wood, and Roberts)

Revitalizing student financial aid.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires institutions of higher education and the higher education coordinating board to label all forms of student financial assistance as an opportunity grant.

Phases out the educational opportunity grant over a two-year period.

Creates a new grant, within the state need grant program, that provides grants for place-bound students who have earned an associate degree.

Restricts eligibility for the state work study program.

Creates a competitive grant process within the state work study program to encourage more placements in high-demand fields.

Allows institutions of higher education to use institutional aid money for students enrolled in dual credit programs.

-- 2009 REGULAR SESSION --

- Feb 11 Public hearing in the House Committee on Higher Education at 1:30 PM.
- Feb 13 Executive action taken in the House Committee on Higher Education at 8:00 AM.
- Feb 25 Public hearing in the House Committee on Education Appropriations at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2078-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Roberts, O'Brien, Walsh, Jacks, Appleton, Goodman, Dickerson, Green, Kagi, Chase, Wood, Kenney, and Haler)

Concerning persons with developmental disabilities who are in correctional facilities or jails.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the developmental disabilities council and the Washington association of sheriffs and police chiefs, within state and federal funds appropriated or otherwise available for this purpose, to jointly develop a simple screening tool, a model policy for the use of the screening tool, and a cost-effective means to provide concise training to local correctional facility staff on the use of the tool and how to accommodate the needs of persons with developmental disabilities during their confinement.

Requires local correctional facilities to provide the training and begin use of the screening tool to identify persons likely to have a developmental disability at the time of booking or risk classification, on or before January 1, 2011.

-- 2009 REGULAR SESSION --

- Feb 16 Public hearing in the House Committee on Human Services at 1:30 PM.
- Feb 19 Executive action taken in the House Committee on Human Services at 10:00 AM.
- Feb 26 APPH - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2113-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Kagi, Chase, Quall, and Morrell)

Regarding placements of students in residential habilitation centers.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the office of the superintendent of public instruction to provide residential habilitation center impact assistance for actual costs associated with educational services provided to students who are residents of the

centers to the extent that those costs exceed funding otherwise provided to serve these students.

Requires the department of social and health services, no later than twenty-four hours after it becomes known to the department that a person between the ages of three and twenty-one will be placed into a residential habilitation center, to provide notice of the placement to the superintendent of the school district in which the residential habilitation center is located.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the House Committee on Education at 10:00 AM.
- Feb 20 Executive session in the House Committee on Education at 8:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2114-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Seaquist and Cody; by request of Governor Gregoire)

Establishing a forum for testing primary care medical home reimbursement pilot projects.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

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, third party purchasers, and health care providers.

Authorizes the health care authority and the department of social and health services to select a pilot site that currently employs certain activities and functions associated with medical homes.

Expires July 1, 2013.

-- 2009 REGULAR SESSION --

- Feb 19 Public hearing in the House Committee on Health Care & Wellness at 8:00 AM.
- Feb 20 Executive session in the House Committee on Health Care & Wellness at 1:30 PM.
- Feb 25 APPH - Majority; 2nd substitute bill be substituted, do pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2227-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Probst, Orwall, Santos, Nelson, Sullivan, Liiias, Williams, Carlyle, Maxwell, Conway, Morrell, White, Goodman, Jacks, Kenney, and Seaquist)

Enacting the evergreen jobs act.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Establishes the Washington state evergreen jobs initiative to: (1) Create fifteen thousand new green economy jobs by 2020;

(2) Target thirty percent of these new jobs to veterans or members of the national guard, and to disadvantaged populations such as low-income persons and communities of color;

(3) Prepare the state's workforce to take full advantage of green economy job opportunities;

(4) Attract private sector investment that will result in job creation and expansion;

(5) Make the state a net exporter of green energy technology and components;

(6) Empower green job recruitment and training by local workforce development councils and associate development organizations by providing rapidly accessible funding to recruit and develop green economy projects and green economy employers, and provide them with a reliable supply of skilled workers; and

(7) Capitalize upon partnership agreements already established in the governor's Washington works plan and the Washington workforce compact.

Requires the state board for community and technical colleges and the workforce training and education coordinating board to prioritize workforce training programs that lead to a credential, certificate, or degree in green economy jobs as established in chapter 14, Laws of 2008.

Requires the apprenticeship council to prioritize workforce training programs that lead to apprenticeship programs in green economy jobs as established in chapter 14, Laws of 2008.

Changes the name of the green industries jobs training account to the evergreen jobs account and allows distribution of grants from the account for coordination of outreach efforts by institutions of higher education and workforce development councils.

-- 2009 REGULAR SESSION --

- Feb 18 Public hearing in the House Committee on Community & Economic Development & Trade at 8:00 AM.
- Feb 19 Executive action taken in the House Committee on Community & Economic Development & Trade at 10:00 AM.
- Feb 26 APPE - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass.
- Mar 2 Passed to Rules Committee for second reading.

**HB 2302** by Representative Nelson

Relating to restructuring ferry districts and the property tax levied by such districts for certain countywide transit projects to also include countywide public health, safety, and welfare projects.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

- Mar 3 First reading, referred to Finance.

**HB 2303** by Representative Nelson

Relating to restructuring ferry districts and the property tax levied by such districts for certain countywide transit projects.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

- Mar 3 First reading, referred to Finance.



---

## Senate Bills

---

**SB 5127-S** by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Jacobsen and Haugen)

Concerning the governance of the department of fish and wildlife.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies the governance of the department of fish and wildlife, including modifying the structure and role of the fish and wildlife commission and transferring certain powers and duties from the commission to the director and department of fish and wildlife.

Provides that no substantive fish and wildlife policy changes are intended.

-- 2009 REGULAR SESSION --

Feb 2 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 1:30 PM.

Feb 25 NROR - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

**SB 5200** by Senator Brandland

Concerning marauding dogs.

(AS OF SENATE 2ND READING 3/2/2009)

Repeals RCW 16.08.030 (marauding dog--duty of owner to kill).

-- 2009 REGULAR SESSION --

Jan 16 First reading, referred to Judiciary.

Jan 27 Public hearing and executive action taken in the Senate Committee on Judiciary at 10:00 AM.

Jan 29 JUD - Majority; do pass.  
Passed to Rules Committee for second reading.

Feb 10 Made eligible to be placed on second reading.

Feb 17 Placed on second reading by Rules Committee.

Mar 2 Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 47; nays, 0; absent, 0; excused, 2.

**SB 5321-S** by Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Kline, Pflug, Berkey, Shin, Hobbs, McAuliffe, Tom, Keiser, Jarrett, and Kauffman)

Extending a local sales and use tax that is credited against the state sales and use tax.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Extends a local sales and use tax that is credited against the state sales and use tax.

-- 2009 REGULAR SESSION --

Feb 4 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.

Mar 2 WM - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

**SB 5331-S** by Senate Committee on Transportation (originally sponsored by Senators Kauffman and Swecker)

Granting tribal authorities limited control over speed limits on nonlimited access state highways within tribal reservation boundaries.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes tribal authorities, within their reservation boundaries, to determine, based on an engineering and traffic investigation, that the maximum speed permitted under RCW 46.61.400 or 46.61.405 is greater or less than is reasonable or safe under the conditions found to exist upon a nonlimited access state highway or part of a nonlimited access state highway.

Allows the tribal authority to then determine and declare a reasonable and safe maximum limit.

-- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Transportation at 3:30 PM.

Mar 2 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

Mar 3 Made eligible to be placed on second reading.

**SB 5368-S** by Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Parlette, Fraser, Regala, Shin, and Keiser)

Making provisions for all counties to value property annually for property tax purposes.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires all taxable real property within a county to be revalued annually and to be physically inspected at least once each six years, under certain conditions.

Requires the department of revenue to: (1) Assist any county assessor requesting assistance in the valuation of industrial property estimated to exceed twenty-five million dollars in real and personal property value; and

(2) Administer a grant program to assist counties with converting to an annual revaluation system for property tax valuation, replacing computer software used for revaluations in counties where the software was purchased from commercial vendors and will not be supported by the vendor or others after January 1, 2010, or the acquisition of software and integral hardware in counties currently administering an annual revaluation program where the assessor's property records are not stored in an electronic format or where the current software does not have the capacity to store, manage, and process property record components used in the valuation process.

Requires the county treasurer, beginning July 1, 2010, through December 31, 2013, to continue to collect the additional five-dollar fee in RCW 82.45.180(3) on all

transactions required by chapter 82.45 RCW (excise tax on real estate sales), regardless of whether the transaction requires the payment of tax.

Creates the annual property revaluation grant account.

Creates the real estate and property tax administration assistance account.

Expires sections 3 and 4 of the act on July 1, 2014.

-- 2009 REGULAR SESSION --

Jan 28 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.

Mar 2 WM - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

Mar 3 Placed on second reading by Rules Committee.

**SB 5458-S** by Senate Committee on Transportation (originally sponsored by Senators Marr, Swecker, Haugen, King, and Shin; by request of Office of Financial Management)

Concerning economic stimulus transportation funding and appropriations.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) President Barack Obama and the 111th Congress have enacted the American Recovery and Reinvestment Act of 2009 in an effort to stimulate the American economy, create and save jobs, and speed recovery from one of the deepest economic recessions in recent history. The act includes 492 million dollars in federal transportation funding for Washington state and local highway projects and 179 million dollars for local transit agency improvement projects;

(2) The act includes over 11 billion dollars in new funding for competitive national grant programs for highways of regional significance, ferries, and rail priorities;

(3) Washington state is well positioned to deliver infrastructure projects in one hundred twenty days, as is required for at least half of the state's share of federal stimulus highway funds, and expects to receive additional funds that other states are unable to use in this time frame; and

(4) The state's work to date on projects funded through the "nickel" and "transportation partnership" funding acts means that many regionally significant projects are poised to compete well for nationally available funds.

Declares an intent to revitalize Washington's economy and reduce the state's unemployment rate by quickly putting people to work around the state on projects that promote safety, relieve traffic congestion, and preserve long-term investments that will provide benefits into the future. Such projects will be constructed quickly and will generate a significant number of jobs, thereby strengthening Washington's economy and its families seeking work.

-- 2009 REGULAR SESSION --

Mar 2 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5533-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senators

Rockefeller, Honeyford, Morton, Fraser, and Shin; by request of Department of Ecology)

Regarding the adjudication of water rights.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Addresses the adjudication of water rights.

Provides that the act applies only to adjudications initiated after the effective date of the act except as provided in RCW 43.21B.110 (pollution control hearings board jurisdiction).

-- 2009 REGULAR SESSION --

Feb 10 Public hearing in the Senate Committee on Environment and Water & Energy at 10:00 AM.

Feb 20 Executive session in the Senate Committee on Environment and Water & Energy at 8:00 AM.

Feb 25 EWE - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5537-S** by Senate Committee on Ways & Means (originally sponsored by Senator Fraser; by request of Office of Financial Management)

Eliminating the statutory debt limit.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Eliminates the existing statutory debt limit and establishes a new statutory debt limit that is the same as the constitutional debt limit, thus creating a single debt limit for the state.

-- 2009 REGULAR SESSION --

Feb 2 Public hearing in the Senate Committee on Ways & Means at 3:30 PM.

Mar 2 WM - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

**SB 5549-S** by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Kohl-Welles, Kline, Keiser, Franklin, Kauffman, and Fraser)

Requiring both landlords and tenants to give thirty days' notice when terminating month to month or other periodic tenancies without cause.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires landlords and tenants to give thirty days' notice when terminating month to month or other periodic tenancies without cause.

-- 2009 REGULAR SESSION --

Feb 11 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.

Feb 25 FIHI - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

Mar 3 Made eligible to be placed on second reading.

- SB 5565-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senator Rockefeller)  
Regarding the use of certain solid fuel burning devices.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Limits the use of certain solid fuel burning devices.  
-- 2009 REGULAR SESSION --  
Feb 18 Public hearing in the Senate Committee on Environment and Water & Energy at 3:30 PM.  
Feb 25 EWE - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- SB 5630-S** by Senate Committee on Ways & Means (originally sponsored by Senators Regala, Fairley, Jacobsen, and Haugen)  
Concerning real estate excise tax expenditures for parks and capital projects.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Modifies real estate excise tax expenditures for parks and capital projects.  
Expires January 1, 2013.  
-- 2009 REGULAR SESSION --  
Feb 4 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.  
Feb 25 WM - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.
- SB 5668-S** by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey, Schoesler, McCaslin, Benton, and Marr)  
Restricting the use of consignment contracts in the sale of used manufactured/mobile homes.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Limits the use of consignment contracts in the sale of used manufactured/mobile homes.  
Requires a notice to be completed and attached to a listing contract containing: (1) A description and the location of the home;  
(2) Details on the compensation to the agent, dealer, or broker; and  
(3) Any changes to the compensation to be paid to the agent, dealer, or broker.  
-- 2009 REGULAR SESSION --  
Feb 11 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.  
Feb 24 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 10:00 AM.  
Feb 25 FIHI - Majority; 1st substitute bill be substituted, do pass.
- Passed to Rules Committee for second reading.
- SB 5682-S** by Senate Committee on Transportation (originally sponsored by Senators Haugen and Marr)  
Requiring the secretary of transportation to realign the transportation regions.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Requires the secretary of the department of transportation, beginning in January 2010 and completed by July 1, 2011, to realign the transportation regions as a means of reducing department administrative costs and providing more efficient use of department resources.  
-- 2009 REGULAR SESSION --  
Feb 16 Public hearing in the Senate Committee on Transportation at 3:30 PM.  
Mar 2 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 5684-S** by Senate Committee on Transportation (originally sponsored by Senators Haugen, Swecker, Ranker, Hatfield, Jarrett, and Kline)  
Addressing environmental mitigation in highway construction.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Requires the department of transportation to, for highway construction projects where the department considers agricultural lands of long-term commercial significance, in reviewing and selecting sites to meet environmental mitigation requirements under the national environmental policy act and the state environmental policy act, consider, to the greatest extent possible, using public land first.  
-- 2009 REGULAR SESSION --  
Feb 16 Public hearing in the Senate Committee on Transportation at 3:30 PM.  
Mar 2 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.  
Mar 3 Made eligible to be placed on second reading.
- SB 5934-S** by Senate Committee on Judiciary (originally sponsored by Senators Kohl-Welles, Keiser, Kline, Kauffman, McCaslin, and Shin)  
Concerning vehicle impoundment.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Addresses impoundment of vehicles used in prostitution-related offenses.  
-- 2009 REGULAR SESSION --  
Feb 20 Public hearing in the Senate Committee on Judiciary at 1:30 PM.  
Feb 25 JUD - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5938-S** by Senate Committee on Transportation (originally sponsored by Senators Ranker, Swecker, Haugen, Delvin, Eide, Sheldon, Jacobsen, Shin, and McAuliffe)

Clarifying the permitting, training, and licensing process for driver training schools.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Clarifies the permitting, training, and licensing process for driver training schools.

-- 2009 REGULAR SESSION --

Feb 19 Public hearing in the Senate Committee on Transportation at 1:30 PM.

Mar 2 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5939-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Hobbs, Schoesler, Benton, Fairley, McDermott, Keiser, Sheldon, and Shin)

Concerning personnel practices regarding exempt employment.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) There is a need to revisit the scope and purpose of the Washington management service which was established in 1993 and has grown away from and beyond its original concept; and

(2) Washington management service needs to be brought back in line with its original intent.

Requires the number of employees who are considered exempt or in Washington management services to be reduced to a level that is twenty-five percent of the amount of exempt and Washington management services employees in existence on the effective date of the act.

Requires the director of the department of personnel to require each state agency to report semiannually on the number of classified and nonclassified employees in the agency and the change compared to the previous report, the number of bonuses and performance-based incentives awarded to agency staff, and the cost of each bonus or incentive awarded.

-- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 10:00 AM.

Feb 25 LCCP - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
Minority; without recommendation.  
Referred to Ways & Means.

**SB 5945-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Franklin, and Kohl-Welles)

Creating the Washington health partnership plan.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the Washington health partnership plan to attain the following goals: (1) By 2012, every resident of this state shall have access to affordable, comprehensive health care services;

(2) Services shall be provided through the private health care sector;

(3) The health reform plan shall maintain and improve choice of health care providers and high quality health care services in this state; and

(4) The health reform plan shall include cost-containment strategies that retain and assure affordable coverage for all Washingtonians.

Requires the department of social and health services to submit a request to the federal department of health and human services to expand and revise the medical assistance program as codified in Title XIX of the federal social security act.

-- 2009 REGULAR SESSION --

Feb 12 Public hearing in the Senate Committee on Health & Long-Term Care at 10:00 AM.

Feb 25 HEA - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.

Minority; do not pass.

Referred to Ways & Means.

Mar 2 WM - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

**SB 5948-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Shin, Kastama, Jacobsen, Franklin, Berkey, and Hargrove)

Regarding water conservation appliances.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to encourage water efficiency by requiring the building code council to set a policy regarding high-efficiency toilets.

Requires all toilets, other than institutional and commercial toilets, toilets used by children in day care facilities, and toilets used in bariatric applications, sold or installed in new residences in this state, to be high-efficiency toilets, by January 1, 2014.

Requires all urinals, other than institutional urinals, sold or installed in new residences in this state to be high-efficiency urinals or nonwater supplied urinals, by January 1, 2014.

Provides that the act applies only to properties served by a sewer system.

-- 2009 REGULAR SESSION --

Feb 18 Public hearing in the Senate Committee on Environment and Water & Energy at 3:30 PM.

Feb 25 EWE - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**SB 5963-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Kohl-Welles, Holmquist, King, Honeyford, Keiser, Franklin, Kline, Hewitt, Marr, Parlette, McCaslin, Schoesler, and Morton)

Regarding unemployment insurance.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies unemployment insurance provisions.

Provides that unemployment insurance benefits are charged back to employers in the same amount that benefits are paid out.

Addresses employment contributions and voluntary quits.

## -- 2009 REGULAR SESSION --

Feb 10 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 6:00 PM.

Feb 25 LCCP - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

Mar 3 Placed on second reading by Rules Committee.

**SB 5964-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators McDermott, Hargrove, Tom, and Shin)

Concerning asbestos-related liabilities and consumer and worker injuries.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits the asbestos-related liability of a corporation that assumed or incurred those liabilities due to a merger or consolidation with a predecessor corporation.

Applies to corporations that became successor corporations before January 1, 1972.

Provides that the act is remedial and retroactive, and applies to all causes of action filed before December 11, 2008, and to all causes of action filed on or after the effective date of the act.

## -- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 10:00 AM.

Feb 25 LCCP - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**SB 5968-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Haugen, Brandland, Hatfield, Morton, and Roach)

Regarding the protection of agricultural land.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Prohibits a state agency, except for the acquisition of land for highway rights-of-way, from acquiring in fee simple or providing funds to other entities to acquire in fee simple agricultural lands, designated by a county under the growth management act as agricultural lands of long-term commercial significance, for conversion to nonagricultural activities without prior written approval by the county legislative authority.

Authorizes the county legislative authority to require the state agency or other entity receiving funds from a state agency to acquire property, to submit certain information.

## -- 2009 REGULAR SESSION --

Feb 19 Public hearing in the Senate Committee on Agriculture & Rural Economic Development at 3:30 PM.

Feb 25 ARED - Majority; 1st substitute bill be substituted, do pass.  
On motion, referred to Ways & Means.

**SB 5978-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Haugen and Kohl-Welles)

Establishing certain consumer rebate requirements.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires a person who offers a consumer rebate to allow a minimum of fourteen days from the date the consumer purchases the product, or becomes eligible for the rebate upon satisfying the terms and conditions of the offer, for the submission of a request for redemption by the customer.

## -- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 6:00 PM.

Feb 25 LCCP - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6009-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Kastama, and Fairley)

Concerning long-term care facilities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires a long-term care facility or nursing facility licensed under chapter 18.51 RCW (nursing homes) to fully disclose to residents the facility's policy on accepting medicaid as a payment source.

## -- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Health & Long-Term Care at 1:30 PM.

Feb 25 HEA - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

Mar 3 Made eligible to be placed on second reading.

**SB 6019-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Parlette, Kilmer, Jarrett, Tom, Holmquist, Pflug, Shin, and Schoesler)

Concerning employee wellness programs.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes health insurance carriers to allow a wellness discount of up to twenty percent for small employers that develop and implement a wellness program that directly improves employee wellness.

## -- 2009 REGULAR SESSION --

Feb 23 Public hearing in the Senate Committee on Health & Long-Term Care at 1:30 PM.

- Feb 25 HEA - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 6032-S** by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey and Hobbs)  
Concerning exchange facilitators.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Creates a statutory framework that provides some consumer protections to those who entrust money or property to persons acting as exchange facilitators.  
-- 2009 REGULAR SESSION --
- Feb 24 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 10:00 AM.
- Feb 25 FIHI - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 6035-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Kohl-Welles, McDermott, Franklin, Keiser, Jacobsen, Fraser, Regala, Haugen, Murray, Kline, and McAuliffe)  
Concerning retrospective rating plans.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Creates the retrospective rating program to increase workplace safety, prevent accidents, and improve worker outcomes.  
Allows and encourages retrospective rating group sponsoring entities to use retrospective rating refunds to create and maintain programs that improve workplace safety, prevent accidents, and improve worker outcomes while distributing the remainder of the refund to employer members of the group.  
Makes information concerning the sponsoring entities' administration of the program publicly available, to restore public confidence in the use of retrospective rating funds.  
-- 2009 REGULAR SESSION --
- Feb 17 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 1:30 PM.
- Feb 19 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 3:30 PM.
- Feb 25 LCCP - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- SB 6038-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser and Kohl-Welles)  
Concerning the basic health plan.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Revises the basic health plan to enable unemployed workers to maintain their health and avoid the risk of financial hardship related to unpaid medical bills as they search for new employment.  
-- 2009 REGULAR SESSION --
- Feb 23 Public hearing in the Senate Committee on Health & Long-Term Care at 1:30 PM.
- Feb 25 HEA - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; without recommendation.  
Referred to Ways & Means.
- Mar 2 WM - Majority; 2nd substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.
- SB 6052-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senator Pflug)  
Addressing health benefit plans offering coverage for surgical treatment of morbid obesity.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Encourages all health plans issued or renewed after December 31, 2009, to follow the evidence-based standard of care and coverage practices for treatment of morbid obesity.  
Authorizes health carriers to develop a policy that allows a conditional waiver of contractual benefit exclusions for nonexperimental, medically necessary surgical treatment by a health care provider of morbid obesity for enrollees over age eighteen under certain conditions.  
-- 2009 REGULAR SESSION --
- Feb 25 HEA - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.  
Public hearing in the Senate Committee on Health & Long-Term Care at 8:00 AM.
- SB 6063-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Ranker and Hatfield)  
Concerning eligibility of lands used for equestrian related activities for current use valuation programs.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Creates the equestrian facility current use work group to examine the issues relating to eligibility of equestrian farms and facilities for the open spaces taxation act, chapter 84.34 RCW.  
Requires, for the period December 31, 2008, through July 1, 2010, the property tax treatment of owners of farm and agricultural land as defined in RCW 84.34.020, whose tax status changed as a result of the emergency rule adoption changing WAC 458-30-200, to be the same as their treatment for property taxes payable in 2008.  
-- 2009 REGULAR SESSION --
- Feb 23 Public hearing in the Senate Committee on Agriculture & Rural Economic Development at 10:00 AM.
- Feb 25 ARED - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.

Referred to Ways & Means.

**SB 6109** by Senators Haugen, Rockefeller, Kilmer, Sheldon, King, and Swecker

Concerning ferries.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.

**SB 6110** by Senator Haugen

Concerning transportation financing.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.

**SB 6111** by Senator Haugen

Concerning transportation funding in the central Puget Sound region.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.

**SB 6112** by Senator Haugen

Concerning transportation funding and appropriations.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.

**SB 6113** by Senator Haugen

Concerning tolling.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.

**SB 6114** by Senator Haugen

Authorizing bonds for transportation funding.

Introduced by title and introductory section only.

-- 2009 REGULAR SESSION --

Mar 3 First reading, referred to Transportation.