



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 31

SIXTY-FIRST LEGISLATURE

Tuesday, February 23, 2010

44th Day - 2010 Regular Session

<b>SENATE</b>	SB 6242-S SB 6686-S	SB 6245-S SB 6740-S	SB 6301-S SB 6797-S	SB 6494-S SB 6869	SB 6500-S SB 6870	SB 6611-S SB 6871	SB 6672-S SB 6872
<b>HOUSE</b>	HB 2396-S2 HB 3045-S2	HB 2614-S2	HB 2687-S2	HB 2742-S2	HB 2782-S2	HB 2939-S	HB 2954-S

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=2010>.

### House Bills

**HB 2396-S2** by House Committee on Health & Human Services Appropriations (originally sponsored by Representatives Morrell, Hinkle, Driscoll, Campbell, Cody, Van De Wege, Carlyle, Johnson, Simpson, Hurst, O'Brien, Clibborn, Nelson, Maxwell, Conway, McCoy, and Moeller)

Regarding emergency cardiac and stroke care.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Directs the department of health to: (1) Enhance and support an emergency cardiac and stroke care system; and (2) Share with the legislature, their report, which was funded by the centers for disease control and prevention, concerning emergency cardiac and stroke care.

Exempts from the public records act, cardiac and stroke system performance data submitted to national, state, or local data collection systems.

-- 2010 REGULAR SESSION --

- Jan 14 Public hearing in the House Committee on Health Care & Wellness at 9:00 AM.
- Jan 22 Executive action taken in the House Committee on Health Care & Wellness at 2:15 PM.
- Feb 4 Public hearing in the House Committee on Health & Human Services Appropriations at 8:00 AM.
- Feb 5 APPH - Majority; 2nd substitute bill be substituted, do pass. Executive action taken in the House Committee on Health & Human Services Appropriations at 1:30 PM.
- Feb 9 Passed to Rules Committee for second reading.
- Feb 11 Placed on second reading by Rules Committee.
- Feb 13 2nd substitute bill substituted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 95; nays, 0; absent, 0; excused, 3.

-- IN THE SENATE --

- Feb 16 First reading, referred to Health & Long-Term Care.
- Feb 22 Public hearing in the Senate Committee on Health & Long-Term Care at 1:30 PM.

**HB 2614-S2** by House Committee on General Government Appropriations (originally sponsored by Representatives Hunt, Liias, Carlyle, Flannigan, and White)

Concerning signature gathering.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires the signature of a signature gatherer on the declaration of a petition for an initiative or a referendum. Prohibits submission of petition sheets in which the signature gatherer has not signed the declaration.

-- 2010 REGULAR SESSION --

- Jan 28 Public hearing in the House Committee on State Government & Tribal Affairs at 8:00 AM.
- Feb 2 Executive action taken in the House Committee on State Government & Tribal Affairs at 1:30 PM.
- Feb 4 APPG - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass. Public hearing and executive action taken in the House Committee on General Government Appropriations at 8:00 AM.
- Feb 9 Passed to Rules Committee for second reading.
- Feb 13 Rules Committee relieved of further consideration. Placed on second reading.
- Feb 17 Returned to Rules Committee for second reading.

**HB 2687-S2** by House Committee on Education Appropriations (originally sponsored by Representatives Kagi, Haler, Roberts, Walsh, Goodman,

Dickerson, Maxwell, Clibborn, Seaquist, Green, Haigh, Johnson, Kenney, Moeller, and Nelson)

Creating the home visiting services account.  
(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Creates the home visiting services account.

Requires the department of early learning to expend money from the account to provide state matching funds for partnership activities to implement home visiting services and administer the infrastructure necessary to develop, support, and evaluate evidence-based, research-based, and promising home visiting programs.

Makes appropriations.

-- 2010 REGULAR SESSION --

Jan 21 Public hearing in the House Committee on Early Learning & Children's Services at 8:00 AM.

Jan 28 Executive action taken in the House Committee on Early Learning & Children's Services at 8:00 AM.

Feb 4 APPE - Majority; 2nd substitute bill be substituted, do pass.  
Public hearing and executive action taken in the House Committee on Education Appropriations at 8:00 AM.

Feb 5 Referred to Ways & Means.

Feb 8 WAYS - Executive action taken by committee.

WAYS - Majority; 3rd substitute bill be substituted, do pass.

Public hearing and executive action taken in the House Committee on Ways & Means at 9:00 AM.

Feb 9 Passed to Rules Committee for second reading.

Feb 13 Rules Committee relieved of further consideration. Placed on second reading.

Feb 15 3rd substitute bill substituted.

Feb 22 Public hearing in the Senate Committee on Early Learning & K-12 Education at 1:30 PM.

**HB 2742-S2** by House Committee on Transportation (originally sponsored by Representatives Goodman, Lias, Sells, Hasegawa, Maxwell, Roberts, Jacks, Carlyle, Rolfes, Simpson, O'Brien, and Morrell)

Addressing accountability for persons driving under the influence of intoxicating liquor or drugs.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Addresses penalties, installation, obligation to verify initial installation, and licensing of ignition interlock devices; occupational drivers' licenses; and deferred prosecution, with regard to persons driving under the influence of intoxicating liquor or drugs.

-- 2010 REGULAR SESSION --

Jan 21 Public hearing in the House Committee on Judiciary at 10:00 AM.

Jan 28 Executive action taken in the House Committee on Judiciary at 10:00 AM.

Feb 1 Public hearing in the House Committee on Transportation at 3:30 PM.

Feb 3 TR - Majority; 2nd substitute bill be substituted, do pass.

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

Feb 5 Passed to Rules Committee for second reading.

Feb 11 Placed on second reading by Rules Committee.

Feb 12 2nd substitute bill substituted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 97; nays, 0; absent, 0; excused, 1.

-- IN THE SENATE --

Feb 15 First reading, referred to Judiciary.

Feb 23 Scheduled for public hearing in the Senate Committee on Judiciary at 10:00 AM.  
(Subject to change)

**HB 2782-S2** by House Committee on Ways & Means (originally sponsored by Representatives Dickerson, Appleton, McCoy, Carlyle, Morrell, Kagi, Kessler, Green, Ericks, Moeller, Roberts, Nelson, and Orwall)

Concerning the security lifeline act.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Provides an efficient, effective, integrated approach to the delivery of basic support services and education and training programs, which includes an online benefits portal where individuals can apply for services, including public benefits and education and training support, and the expansion of the food stamp employment and training program.

Creates an online opportunity portal to provide the public with more effective access to available state, federal, and local services.

Requires the department of social and health services, the employment security department, and the state board for community and technical colleges to work in partnership to expand the food stamp employment and training program.

Creates the disability lifeline program to provide aid and support to certain needy persons and allows those persons who become ineligible for the program to be given priority for enrollment in the basic health plan.

Provides chemical dependency treatment to certain clients who are determined to be in need of treatment however, first priority for receipt of treatment services must be given to pregnant women and parents of young children.

Requires the department of social and health services to:

- (1) Submit an implementation plan for a pilot program in up to two counties under which homeless persons eligible for disability lifeline benefits will receive housing services and a reduced monthly cash stipend, rather than the full disability lifeline cash benefit;

- (2) Implement a pilot project in King, Pierce, and Spokane counties to determine whether the efficiency and effectiveness of processes for transitioning persons receiving disability lifeline benefits to disability lifeline expedited benefits, and then to federal supplemental security income benefits, can be improved; and

- (3) Contract with one or more managed health care systems for the provision of medical care services to recipients of disability lifeline benefits.

Requires recipients exempted from active work search activities due to incapacity or a disability to receive certain disability lifeline benefits.

Provides that section 2 of the act, which creates the online opportunity portal, is null and void if private funding sufficient to implement and operate the online opportunity portal is not secured by December 31, 2010.

Provides that sections 1 through 8 and 27 of the act must be implemented within amounts appropriated for specific purposes in the omnibus operating appropriations act.

-- 2010 REGULAR SESSION --

- Jan 21 Public hearing in the House Committee on Human Services at 10:00 AM.
- Jan 28 Executive action taken in the House Committee on Human Services at 10:00 AM.
- Feb 6 Public hearing in the House Committee on Ways & Means at 9:00 AM.
- Feb 9 WAYS - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass. Passed to Rules Committee for second reading. Executive action taken in the House Committee on Ways & Means at 3:00 PM.
- Feb 11 Placed on second reading by Rules Committee.
- Feb 12 2nd substitute bill substituted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 55; nays, 41; absent, 0; excused, 2.
- IN THE SENATE --
- Feb 15 First reading, referred to Human Services & Corrections.
- Feb 23 Scheduled for public hearing in the Senate Committee on Human Services & Corrections at 1:30 PM. (Subject to change)

**HB 2939-S** by House Committee on Transportation (originally sponsored by Representatives Dammeier, Orwall, Parker, Probst, Morrell, Kessler, Smith, and Kenney)

Concerning notations on driver abstracts that a person was not at fault in a motor vehicle accident.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of licensing to indicate on driver abstracts that a person was not at fault in a motor vehicle accident, upon request of the person and if the person furnishes copies of court records or documents showing that he or she was not at fault.

-- 2010 REGULAR SESSION --

- Feb 1 Public hearing in the House Committee on Transportation at 3:30 PM.
- Feb 8 TR - Majority; 1st substitute bill be substituted, do pass. Executive action taken in the House Committee on Transportation at 1:15 PM.
- Feb 9 Passed to Rules Committee for second reading.
- Feb 11 Placed on second reading suspension calendar by Rules Committee.
- Feb 12 Committee recommendations adopted and the 1st substitute bill substituted. Placed on third reading.

Third reading, passed; yeas, 95; nays, 0; absent, 0; excused, 3.

-- IN THE SENATE --

- Feb 15 First reading, referred to Transportation.
- Feb 25 Scheduled for public hearing in the Senate Committee on Transportation at 1:30 PM. (Subject to change)

**HB 2954-S** by House Committee on Health & Human Services Appropriations (originally sponsored by Representative Cody; by request of Department of Social and Health Services)

Concerning license fees for nursing homes, boarding homes, and adult family homes.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies license fee provisions for nursing homes, boarding homes, and adult family homes.

-- 2010 REGULAR SESSION --

- Feb 4 Public hearing in the House Committee on Health & Human Services Appropriations at 8:00 AM.
- Feb 5 APPH - Majority; 1st substitute bill be substituted, do pass. Minority; do not pass. Executive action taken in the House Committee on Health & Human Services Appropriations at 1:30 PM.
- Feb 9 Passed to Rules Committee for second reading.
- Feb 17 Rules Committee relieved of further consideration. Placed on second reading.

**HB 3045-S2** by House Committee on Ways & Means (originally sponsored by Representatives Roberts, Dickerson, Seaquist, Goodman, Carlyle, Green, Kagi, Upthegrove, Appleton, and Darneille; by request of Department of Corrections)

Creating alternatives to total confinement for nonviolent offenders with minor children.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Creates alternatives to total confinement for nonviolent offenders with minor children.

-- 2010 REGULAR SESSION --

- Jan 27 Public hearing in the House Committee on Human Services at 8:00 AM.
- Jan 28 Executive action taken in the House Committee on Human Services at 10:00 AM.
- Feb 6 Public hearing in the House Committee on Ways & Means at 9:00 AM.
- Feb 9 WAYS - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass. Passed to Rules Committee for second reading. Executive action taken in the House Committee on Ways & Means at 3:00 PM.

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**Senate Bills**


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**SB 6242-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Pridemore, Delvin, and Hatfield; by request of Department of Ecology)

Updating existing hazardous waste fees to reflect a specific price deflator.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Updates existing hazardous waste fees to reflect a specific price deflator.

-- 2010 REGULAR SESSION --

Jan 15 Public hearing in the Senate Committee on Environment and Water & Energy at 8:00 AM.

Feb 5 EWE - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

Executive action taken in the Senate Committee on Environment and Water & Energy at 8:00 AM.

**SB 6245-S** by Senate Committee on Judiciary (originally sponsored by Senators Kline, Carrell, and Rockefeller)

Concerning prohibited practices of collection agencies.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Prohibits certain practices of collection agencies.

-- 2010 REGULAR SESSION --

Jan 19 Public hearing in the Senate Committee on Judiciary at 10:00 AM.

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

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

**SB 6301-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senator Swecker)

Concerning the designation of urban growth areas outside the hundred year floodplain by counties.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes a county that has completed a subarea plan through a state-funded pilot project that is based on a watershed characterization and local habitat assessment to designate new urban growth areas consistent with that subarea plan.

-- 2010 REGULAR SESSION --

Feb 4 Public hearing and executive action taken in the Senate Committee on Government Operations & Elections at 3:30 PM.

Feb 5 GO - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

Feb 11 Made eligible to be placed on second reading.

**SB 6494-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Tom, McAuliffe, Rockefeller, and Kline)

Regarding health rules that pertain to school facilities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department and state board of health to revise their rules pertaining to primary and secondary school facilities to eliminate rules that are obsolete or not specifically funded or implemented.

-- 2010 REGULAR SESSION --

Feb 3 Public hearing in the Senate Committee on Early Learning & K-12 Education at 8:00 AM.

Feb 4 Executive session scheduled, but no action was taken in the Senate Committee on Early Learning & K-12 Education at 10:00 AM.

Executive action taken in the Senate Committee on Early Learning & K-12 Education at 6:00 PM.

Feb 5 EDU - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**SB 6500-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Fraser, Stevens, Regala, Parlette, Franklin, Pflug, McDermott, Kohl-Welles, Kauffman, Hargrove, Shin, Keiser, and Kline)

Limiting the use of restraints on pregnant women or youth.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits the use of restraints on pregnant women or youth in certain correctional facilities.

Requires the secretary of the department of corrections, the secretary of the department of social and health services, the city or county responsible for a jail, and the director of a juvenile detention facility to: (1) Provide an informational packet about the requirements of the act to appropriate staff;

(2) Post a notice containing the requirements of the act in locations where medical care is provided within the facilities; and

(3) Provide the requirements of the act to certain women and/or youth in their custody.

Requires the Washington association of sheriffs and police chiefs, the department of corrections, the department of social and health services, the juvenile rehabilitation administration, and the criminal justice training commission to jointly develop an informational packet on the requirements of the act.

-- 2010 REGULAR SESSION --

Jan 26 Public hearing in the Senate Committee on Human Services & Corrections at 1:30 PM.

Feb 3 Executive action taken in the Senate Committee on Human Services & Corrections at 6:00 PM.

- Feb 5 HSC - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- Feb 10 Placed on second reading by Rules Committee.

**SB 6611-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Pridemore, Swecker, and Shin; by request of Washington State Department of Commerce and Department of Ecology)

Extending the deadlines for the review and evaluation of comprehensive land use plan and development regulations for three years and addressing the timing for adopting certain subarea plans.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Extends deadlines for three years for the review and evaluation of comprehensive land use plan and development regulations and addresses the timing for adoption of certain subarea plans.

-- 2010 REGULAR SESSION --

- Feb 1 Public hearing in the Senate Committee on Government Operations & Elections at 10:00 AM.
- Feb 4 Executive action taken in the Senate Committee on Government Operations & Elections at 3:30 PM.
- Feb 5 GO - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.
- Feb 11 Placed on second reading by Rules Committee.
- Feb 12 1st substitute bill substituted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 47; nays, 0; absent, 0; excused, 2.
- Feb 15 First reading, referred to Local Government & Housing.
- Feb 22 Public hearing in the House Committee on Local Government & Housing at 1:30 PM.

**SB 6672-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senator Rockefeller)

Modifying the energy independence act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the energy independence act by: (1) Expanding the geographic boundaries for eligible renewable resources and renewable energy credits;

- (2) Increasing eligible renewable acquisition targets;
- (3) Extending certain banking periods;
- (4) Creating an apprenticeship labor multiplier; and
- (5) Clarifying certain provisions for consumer-owned utilities.

Requires the joint legislative audit and review committee to conduct a study on the costs and benefits of

the renewable and conservation targets under the energy independence act.

Requires the department of commerce to study the feasibility of measuring hydroelectric power that is used to integrate an eligible renewable resource and whether classifying such hydroelectric power as an eligible renewable resource will further the purposes of the energy independence act.

-- 2010 REGULAR SESSION --

- Jan 26 Public hearing in the Senate Committee on Environment and Water & Energy at 10:00 AM.
- Feb 5 EWE - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.  
Executive action taken in the Senate Committee on Environment and Water & Energy at 8:00 AM.

**SB 6686-S** by Senate Committee on Judiciary (originally sponsored by Senators Gordon, McCaslin, Kline, Regala, Kohl-Welles, Delvin, Tom, and Shin; by request of Board For Judicial Administration)

Changing the election and appointment provisions for municipal court judges.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies provisions regarding election and appointment of municipal court judges and court commissioners.

-- 2010 REGULAR SESSION --

- Jan 27 Public hearing in the Senate Committee on Judiciary at 3:30 PM.
- Feb 2 Executive action taken in the Senate Committee on Judiciary at 10:00 AM.
- Feb 5 JUD - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- Feb 13 Placed on second reading by Rules Committee.
- Feb 15 1st substitute bill substituted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 36; nays, 12; absent, 0; excused, 1.
- Feb 16 First reading, referred to Judiciary.
- Feb 18 Public hearing in the House Committee on Judiciary at 10:00 AM.
- Feb 22 Executive session in the House Committee on Judiciary at 1:30 PM.

**SB 6740-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hobbs, Oemig, Gordon, McAuliffe, and Shin)

Concerning a comprehensive K-12 education policy.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the technical working group convened to develop options for a new system of supplemental school funding through local school levies and local effort assistance to: (1) Examine options for a comprehensive K-12 finance policy; and

(2) Consider innovative proposals that have previously been developed, identify possible alternatives, and examine the impact on certain taxpayers.

Requires the department of revenue to provide technical assistance, including financial and legal analysis, to support the working group.

-- 2010 REGULAR SESSION --

Feb 4 Public hearing, executive session scheduled, but no action was taken in the Senate Committee on Early Learning & K-12 Education at 10:00 AM.

Executive action taken in the Senate Committee on Early Learning & K-12 Education at 6:00 PM.

Feb 5 EDU - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; without recommendation.  
Referred to Ways & Means.

**SB 6797-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Tom, Gordon, and Fairley)

Concerning voters' pamphlets.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires certain counties to publish a voters' pamphlet for all elections.

-- 2010 REGULAR SESSION --

Feb 2 Public hearing in the Senate Committee on Government Operations & Elections at 1:30 PM.

Feb 4 Executive action taken in the Senate Committee on Government Operations & Elections at 3:30 PM.

Feb 5 GO - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

Feb 8 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.

Feb 9 WM - Majority; do pass 1st substitute bill proposed by Government Operations & Elections.

Passed to Rules Committee for second reading.

Executive action taken in the Senate Committee on Ways & Means at 1:30 PM.

Feb 13 Placed on second reading by Rules Committee.

**SB 6869** by Senator Prentice; by request of Department of Social and Health Services

Suspending the child support pass-through payment.

Suspends the child support pass-through payment as of July 1, 2010.

Provides that all rules to the contrary adopted before July 1, 2010, are without force and effect.

-- 2010 REGULAR SESSION --

Feb 22 First reading, referred to Ways & Means.

**SB 6870** by Senator Hargrove; by request of Department

of Social and Health Services

Containing costs for services to sexually violent predators.

Addresses the department of social and health services' responsibility to pay the cost for experts or professional persons related to evaluations of sexually violent predators.

-- 2010 REGULAR SESSION --

Feb 22 First reading, referred to Human Services & Corrections.

**SB 6871** by Senators Hargrove and Regala

Supporting judicial branch and criminal justice funding.

Levies a surcharge on all auto insurance policies to combat auto theft and ultimately lower insurance costs.

Authorizes the insurance commissioner to retain up to two percent of the funds collected to administer collection and requires the remaining funds to be deposited into the Washington auto theft prevention authority account.

-- 2010 REGULAR SESSION --

Feb 22 First reading, referred to Ways & Means.

**SB 6872** by Senator Keiser

Concerning medicaid nursing facility payments.

Modifies provisions relating to medicaid nursing facility payments.

-- 2010 REGULAR SESSION --

Feb 22 First reading, referred to Ways & Means.