



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 31

### SIXTY-SECOND LEGISLATURE

**Tuesday, February 22, 2011**

**44th Day - 2011 Regular Session**

<b>SENATE</b>	SB 5028-S	SB 5056-S	SB 5087-S	SB 5105-S	SB 5137-S	SB 5171-S	SB 5206-S
	SB 5211-S	SB 5306-S	SB 5314-S	SB 5332-S	SB 5417-S	SB 5436-S	SB 5438-S
	SB 5614-S	SB 5715-S	SB 5748-S	SB 5835	SB 5836	SB 5837	SB 5838
	SB 5839	SB 5840	SB 5841	SB 5842	SB 5843	SB 5844	SJR 8215
<b>HOUSE</b>	HB 1145-S	HB 1163-S	HB 1188-S	HB 1194-S	HB 1296-S	HB 1406-S	HB 1421-S
	HB 1507-S	HB 1509-S	HB 1519-S	HB 1523-S	HB 1530-S	HB 1554-S	HB 1560-S
	HB 1563-S	HB 1585-S	HB 1599-S	HB 1601-S	HB 1670-S	HB 1712-S	HB 1720-S
	HB 1782-S	HB 1997	HB 1998	HB 1999			

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=2011>.

### House Bills

**HB 1145-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Overstreet, Hurst, Klippert, Hinkle, Angel, Ross, Nealey, Warnick, Kirby, Short, Fagan, Hunt, Kelley, Eddy, Bailey, Kenney, McCune, and Condotta; by request of Attorney General)

Establishing mail theft provisions.

**(DIGEST OF PROPOSED 1ST SUBSTITUTE)**

Recognizes the seriousness of taking personal, medical, or financial identifying information and compromising the integrity of our mail system.

Creates the crimes of mail theft and possession of stolen mail.

-- 2011 REGULAR SESSION --

- Jan 26 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 1:30 PM.
- Feb 11 PSEP - Majority; 1st substitute bill be substituted, do pass.  
Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 8:00 AM.
- Feb 16 Referred to General Government Appropriations & Oversight.
- Feb 18 Committee relieved of further consideration.  
Passed to Rules Committee for second reading.

**HB 1163-S** by House Committee on Education (originally sponsored by Representatives Liias, Johnson, Maxwell, Santos, Sullivan, Walsh, Orwall, Moeller, Van De Wege, Pedersen, McCoy, Ladenburg, Goodman, Hunt, Jinkins, Reykdal, Ormsby, Sells, Frockt,

Upthegrove, Kagi, Blake, Fitzgibbon, Kenney, Stanford, Ryu, Miloscia, Carlyle, Pettigrew, Moscoso, Probst, Seaquist, Finn, Roberts, Appleton, Billig, Hasegawa, Clibborn, Hurst, Hudgins, Jacks, Dunshee, Green, Tharinger, Darneille, and Rolfes)

Creating a work group on preventing bullying, intimidation, and harassment and increasing student knowledge on mental health and youth suicide.

**(DIGEST OF PROPOSED 1ST SUBSTITUTE)**

Requires the offices of the education ombudsman and the superintendent of public instruction to convene an ongoing work group on school bullying and harassment prevention.

Requires the state board for community and technical colleges and the higher education coordinating board to compile and analyze policies and procedures adopted by community and technical colleges or four-year institutions of higher education, as appropriate, regarding harassment, intimidation, and bullying prevention.

Includes mental health and suicide prevention education in the essential academic learning requirements in health and fitness.

-- 2011 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on Education at 8:00 AM.
- Feb 11 ED - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Executive action taken in the House Committee on Education at 1:30 PM.
- Feb 16 Referred to Education Appropriations & Oversight.
- Feb 17 Public hearing in the House Committee on Education Appropriations & Oversight at 1:30 PM.
- Feb 18 APPE - Executive action taken by committee.

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

**HB 1188-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Goodman, Kelley, Hurst, Kenney, Moscoso, Warnick, Roberts, Maxwell, Lias, Frockt, Rolfes, Sullivan, Carlyle, Finn, Hudgins, Kagi, Miloscia, Appleton, Ladenburg, and Fitzgibbon)

Concerning suffocation and other domestic violence offenses.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Includes assaulting another by suffocation in the crime of assault in the second degree.

Provides that prior convictions for a repetitive domestic violence offense shall not be included in the offender score in certain circumstances.

-- 2011 REGULAR SESSION --

Feb 2 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 1:30 PM.

Feb 11 PSEP - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 8:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1194-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Kelley and Ladenburg)

Concerning bail for the release of a person arrested and detained for a class A or B felony offense.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Eliminates the expiration of the requirement of a judicial officer to determine bail for certain persons.

-- 2011 REGULAR SESSION --

Jan 25 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 10:00 AM.

Feb 11 PSEP - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 8:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1296-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Hinkle, Blake, Buys, Kretz, Warnick, Chandler, Klippert, Orcutt, Schmick, Armstrong, Haler, Walsh, Nealey, Fagan, Condotta, Taylor, Short, Johnson, McCune, and Harris)

Creating a water commission.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the Washington water commission.

Transfers certain powers, duties, and functions of the department of ecology pertaining to water resources to the Washington water commission.

-- 2011 REGULAR SESSION --

Jan 25 Public hearing in the House Committee on Agriculture & Natural Resources at 10:00 AM.

Feb 4 Executive session scheduled, but no action was taken in the House Committee on Agriculture & Natural Resources at 8:00 AM.

Feb 11 AGNR - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

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

Feb 16 Referred to Ways & Means.

**HB 1406-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Hunt, Ross, Appleton, Armstrong, Hurst, and Stanford)

Establishing the intrastate building safety mutual aid system.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes the intrastate building safety mutual aid system to provide for mutual assistance among member jurisdictions in the case of a building safety emergency or to participate in training and exercises.

Creates the intrastate building safety mutual aid oversight committee which shall be: (1) A committee of the Washington association of building officials; and

(2) Representative of building safety agencies and disciplines as well as local political subdivisions.

-- 2011 REGULAR SESSION --

Feb 9 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 1:30 PM.

Feb 11 PSEP - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 8:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1421-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Rolfes, Lytton, Moscoso, Van De Wege, Green, Sells, Blake, Sullivan, Eddy, Fitzgibbon, Frockt, Dunshee, Ryu, Upthegrove, Kenney, Reykdal, and Tharinger; by request of Commissioner of Public Lands)

Providing authority to create a community forest trust.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes the department of natural resources, if deemed practicable by the commissioner of public lands, to create and manage a discrete category of natural resource lands in a nonfiduciary community forest land trust.

-- 2011 REGULAR SESSION --

Feb 4 Public hearing in the House Committee on Agriculture & Natural Resources at 8:00 AM.

Feb 11 AGNR - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

- Executive action taken in the House  
Committee on Agriculture & Natural  
Resources at 8:00 AM.
- Feb 16 Referred to Capital Budget.
- Feb 18 Public hearing in the House Committee on  
Capital Budget at 8:00 AM.
- Feb 21 Executive action taken in the House  
Committee on Capital Budget at 8:00  
AM.

**HB 1507-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Ladenburg, Klippert, Hurst, Ross, Hope, Armstrong, Kirby, Warnick, Johnson, and Kelley)

Concerning robberies of pharmacies.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Includes committing robbery of a pharmacy in the crime of robbery in the first degree.

-- 2011 REGULAR SESSION --

- Feb 2 Public hearing in the House Committee on  
Public Safety & Emergency  
Preparedness at 1:30 PM.
- Feb 11 PSEP - Majority; 1st substitute bill be  
substituted, do pass.  
Executive action taken in the House  
Committee on Public Safety &  
Emergency Preparedness at 8:00 AM.
- Feb 16 Referred to General Government  
Appropriations & Oversight.  
Public hearing in the House Committee on  
General Government Appropriations &  
Oversight at 6:00 PM.
- Feb 18 APPG - Executive action taken by  
committee.  
Executive action taken in the House  
Committee on General Government  
Appropriations & Oversight at 1:30 PM.

**HB 1509-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Blake, Dunshee, and Ryu; by request of Commissioner of Public Lands)

Concerning the forestry riparian easement program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises forestry riparian easement program provisions relating to: (1) Qualifying timber;

- (2) Forestry riparian easement applications;
- (3) Compensation for timber; and
- (4) Qualification as a small forest landowner.

Requires a selling landowner, under certain circumstances, to reimburse the state for money received for a forestry riparian easement.

Directs the chair of the forest practices board to invite relevant stakeholders to participate in a process that investigates a potential long-term funding source for the program. This requirement expires July 31, 2012.

-- 2011 REGULAR SESSION --

- Feb 4 Public hearing in the House Committee on  
Agriculture & Natural Resources at 8:00  
AM.
- Feb 11 AGNR - Majority; 1st substitute bill be  
substituted, do pass.

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

- Feb 16 Referred to Capital Budget.
- Feb 18 CB - Executive action taken by committee.  
CB - Majority; do pass with amendment(s)  
to 1st substitute bill proposed by  
Agriculture & Natural Resources.  
Public hearing and executive action taken  
in the House Committee on Capital  
Budget at 8:00 AM.

**HB 1519-S** by House Committee on Education (originally sponsored by Representatives Hope, Dunshee, Anderson, Haler, Pettigrew, Fagan, Sells, Johnson, Orwall, Haigh, Kenney, Kelley, and Ormsby)

Regarding school assessments for students with cognitive disabilities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the office of the superintendent of public instruction to continue to actively collaborate with teachers and directors of special education programs in the development and implementation of a process to transition from the current portfolio system of assessment of students with significant cognitive challenges to a performance task-based alternative assessment system based on state standards.

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

-- 2011 REGULAR SESSION --

- Feb 10 Public hearing in the House Committee on  
Education at 8:00 AM.
- Feb 11 ED - Majority; 1st substitute bill be  
substituted, do pass.  
Minority; without recommendation.  
Executive action taken in the House  
Committee on Education at 1:30 PM.
- Feb 16 Referred to Education Appropriations &  
Oversight.
- Feb 17 Public hearing in the House Committee on  
Education Appropriations & Oversight at  
1:30 PM.
- Feb 18 APPE - Executive action taken by  
committee.  
Executive action taken in the House  
Committee on Education Appropriations  
& Oversight at 1:30 PM.

**HB 1523-S** by House Committee on State Government & Tribal Affairs (originally sponsored by Representatives Carlyle and Hunter; by request of Health Care Authority and Department of Social and Health Services)

Concerning electronic transactions by state purchased social and health care programs.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires transactions relating to state-purchased social and health care programs be submitted and received electronically.

-- 2011 REGULAR SESSION --

- Feb 14 SGTA - Majority; 1st substitute bill be  
substituted, do pass.  
Minority; do not pass.

Public hearing and executive action taken in the House Committee on State Government & Tribal Affairs at 1:30 PM.  
Feb 16 Referred to Ways & Means.

**HB 1530-S** by House Committee on Ways & Means (originally sponsored by Representatives Pedersen, Ross, Dammeier, Darneille, Hunter, Rodne, Maxwell, Reykdal, and Goodman)

Limiting government responsibilities under provisions of the Becca bill.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Makes certain truancy petitions and other requirements that apply to schools and school districts, relating to unexcused absences, discretionary rather than mandatory.

-- 2011 REGULAR SESSION --

Jan 31 Public hearing in the House Committee on Ways & Means at 3:30 PM.

Feb 10 WAYS - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Ways & Means at 3:30 PM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1554-S** by House Committee on Community Development & Housing (originally sponsored by Representatives Kenney, Orcutt, Pettigrew, Parker, Ormsby, Walsh, Maxwell, Billig, and Smith)

Concerning Washington's motion picture competitiveness.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Addresses motion picture competitiveness relating to:

(1) Limiting funding assistance from the approved motion picture competitiveness program;

(2) Changing the composition on the board of directors for the program;

(3) Business and occupation tax credits;

(4) Revising the definition of "motion picture"; and

(5) Developing a survey form and instructions that certain motion picture productions are required to complete.

-- 2011 REGULAR SESSION --

Feb 3 Public hearing in the House Committee on Community Development & Housing at 10:00 AM.

Feb 10 CDH - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Community Development & Housing at 10:00 AM.

Feb 15 Referred to Ways & Means.

**HB 1560-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody and Jinkins)

Concerning the health insurance partnership.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies provisions relating to the small employer health insurance partnership program.

-- 2011 REGULAR SESSION --

Feb 7 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.

Feb 10 HCW - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Health Care & Wellness at 10:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1563-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody, Hinkle, Moeller, Green, and Kenney)

Establishing uniformity in the protection of health-related information.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Improves the coordination of care for people with mental illness, people with HIV positive status, and people with AIDS by establishing a single standard for the protection of all health care information.

Eliminates disclosure of certain mental health, HIV, and sexually transmitted disease information.

-- 2011 REGULAR SESSION --

Feb 3 Public hearing in the House Committee on Health Care & Wellness at 10:00 AM.

Feb 10 HCW - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Health Care & Wellness at 10:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1585-S** by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Eddy, Springer, and Ryu)

Establishing the intrastate mutual aid system.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes the intrastate mutual aid system to provide for mutual assistance in an emergency among political subdivisions and federally recognized Indian tribes that choose to participate as member jurisdictions.

Creates the intrastate mutual aid committee as a subcommittee of the emergency management council to develop and update guidelines and procedures to facilitate implementation of the intrastate mutual aid system by member jurisdictions.

-- 2011 REGULAR SESSION --

Feb 9 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 1:30 PM.

Feb 11 PSEP - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 8:00 AM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1599-S** by House Committee on Education (originally sponsored by Representatives Probst, Haler, Maxwell, Orwall, Haigh, Santos, Dammeier, Seaquist, Liias, Reykdal, Kagi, Roberts, Kenney, and Ormsby)

Establishing the pay for actual student success dropout prevention program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the pay for actual student success program to provide a financial award for high schools that demonstrate improvement in certain dropout prevention indicators.

Creates the dropout rate reduction account.

-- 2011 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Education at 8:00 AM.

Feb 11 ED - Majority; 1st substitute bill be substituted, do pass.

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

Feb 14 Minority; without recommendation.

Feb 16 Referred to Ways & Means.

**HB 1601-S** by House Committee on Community Development & Housing (originally sponsored by Representatives Probst, Kenney, Green, Moscoso, Hasegawa, Moeller, Reykdal, Appleton, Jacks, Cody, Ormsby, Sells, Liias, Ryu, Stanford, McCoy, Upthegrove, Sullivan, Ladenburg, Kagi, Rolfes, Springer, Van De Wege, Santos, Takko, Haigh, Orwall, Tharinger, and Billig)

Enacting the middle class jobs act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes the middle class jobs act of 2011.

Finds that: (1) The proportion of people living in middle-income families has declined;

(2) The current economic crisis has likely exacerbated this decline;

(3) With this financial crisis comes the opportunity to move government away from paying state agencies for process and toward paying for actual accomplishment of measurable results; and

(4) Accomplishing this will require teamwork across multiple state agencies, including the department of social and health services, the department of commerce, the office of the superintendent of public instruction, the state board for community and technical colleges, the employment security department, the department of revenue, the state apprenticeship and training council, the office of financial management, and the department of personnel.

-- 2011 REGULAR SESSION --

Feb 3 Public hearing in the House Committee on Community Development & Housing at 10:00 AM.

Feb 10 CDH - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Community Development & Housing at 10:00 AM.

Feb 15 Passed to Rules Committee for second reading.

**HB 1670-S** by House Committee on Business & Financial Services (originally sponsored by Representatives Kirby, Bailey, Blake, Eddy, Rodne, Hurst, and Springer)

Addressing the regulation of self-insurance programs by the state risk manager.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides the state risk manager with regulatory authority over joint property and liability self-insurance programs and local government self-insured employee health and welfare benefit programs.

-- 2011 REGULAR SESSION --

Feb 8 Public hearing in the House Committee on Business & Financial Services at 1:30 PM.

Feb 10 Executive session scheduled, but no action was taken in the House Committee on Business & Financial Services at 8:00 AM.

Feb 11 BFS - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Business & Financial Services at 1:30 PM.

Feb 16 Passed to Rules Committee for second reading.

**HB 1712-S** by House Committee on Environment (originally sponsored by Representatives Harris, Crouse, Short, Jacks, and McCune)

Regarding null power.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Defines the attributes of null power.

-- 2011 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Environment at 8:00 AM.

Feb 11 ENVI - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

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

Feb 16 Passed to Rules Committee for second reading.

**HB 1720-S** by House Committee on State Government & Tribal Affairs (originally sponsored by Representatives Hunt and McCoy; by request of Governor Gregoire)

Reorganizing and streamlining central service functions, powers, and duties of state government.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the department of enterprise services to provide centralized leadership in efficiently and cost-effectively managing resources necessary to support the delivery of state government services.

Abolishes the department of general administration and the public printer and transfers their powers, duties, and functions to the department of enterprise services.

Transfers certain powers, duties, and functions of the department of information services, the department of

personnel, and the office of financial management to the department of enterprise services.

Transfers certain powers, duties, and functions of the department of personnel to the office of financial management.

Transfers powers, duties, and functions of the department of information services pertaining to high-speed internet activities to the department of commerce.

Requires the code reviser to prepare legislation for the 2012 regular session that changes all statutory references to the director or department of any agency transferred or consolidated under the act.

-- 2011 REGULAR SESSION --

Feb 7 Public hearing in the House Committee on State Government & Tribal Affairs at 1:30 PM.

Feb 14 SGTA - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.

Executive action taken in the House Committee on State Government & Tribal Affairs at 1:30 PM.

Feb 16 Referred to Ways & Means.

**HB 1782-S** by House Committee on Early Learning & Human Services (originally sponsored by Representatives Hinkle, Kagi, Orcutt, Hunter, Rodne, Carlyle, Armstrong, Pettigrew, Haler, Green, Angel, Ross, Van De Wege, Bailey, Kenney, Ahern, Ryu, Crouse, Short, Eddy, Nealey, Finn, DeBolt, Condotta, Moeller, Sullivan, Darneille, McCune, Buys, Dahlquist, Alexander, Fagan, Johnson, Sells, Overstreet, Maxwell, Seaquist, Haigh, Blake, Hargrove, Dickerson, Rivers, McCoy, Schmick, Santos, Smith, Zeiger, Tharinger, Wilcox, Dammeier, Rolfes, Warnick, Lias, Kretz, Cody, Parker, Probst, Taylor, Fitzgibbon, Reykdal, Shea, Goodman, Asay, Stanford, Klippert, Walsh, Moscoso, Harris, Takko, Kristiansen, Jacks, Roberts, Orwall, Hasegawa, Ladenburg, Jinkins, Hunt, Billig, Ormsby, Upthegrove, Hudgins, Frockt, Appleton, Dunshee, Kelley, Pedersen, and Miloscia)

Regarding constraints of expenditures for WorkFirst and child care programs.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Addresses funding restrictions for certain WorkFirst and child care programs.

-- 2011 REGULAR SESSION --

Feb 8 Public hearing in the House Committee on Early Learning & Human Services at 1:30 PM.

Feb 10 ELHS - Majority; 1st substitute bill be substituted, do pass.  
Executive action taken in the House Committee on Early Learning & Human Services at 8:00 AM.

Feb 16 Referred to Ways & Means.

**HB 1997** by Representatives Orwall, Kenney, Goodman, Fitzgibbon, Maxwell, Santos, and Pedersen

Providing economic development by funding tourism promotion, workforce housing, art and heritage programs, and community development.

Provides funding for affordable workforce housing; the expansion, construction, repair, or maintenance of a

convention and trade center; art museums, cultural museums, heritage museums, and heritage and preservation programs; the arts; the performing arts; and community development.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Ways & Means.

Feb 22 Scheduled for public hearing in the House Committee on Ways & Means at 1:30 PM. (Subject to change)

**HB 1998** by Representatives Bailey and Seaquist

Addressing actuarial services for the state's public employee retirement systems.

Requires the state actuary, at least once in each six-year period, to conduct an actuarial study of financial risks to the state's retirement systems.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Ways & Means.

**HB 1999** by Representatives Warnick, Miloscia, Kristiansen, McCune, and Pearson

Analyzing alternative methods of facilities acquisition for state agencies.

Requires the director of the department of general administration to include representatives from private sector organizations in conducting an analysis of alternative methods of facilities acquisition.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Capital Budget.

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## Senate Bills

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**SB 5028-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Haugen, Stevens, Harper, and Shin)

Concerning triage facilities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows a peace officer or a police officer to deliver an individual with a mental disorder to a triage facility.

Requires the department of social and health services to work with the Washington association of counties and the Washington association of sheriffs and police chiefs in creating rules that establish standards for certification of triage facilities.

-- 2011 REGULAR SESSION --

Jan 20 Public hearing in the Senate Committee on Human Services & Corrections at 10:00 AM.

Feb 11 Executive action taken in the Senate Committee on Human Services & Corrections at 8:00 AM.

Feb 14 HSC - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

**SB 5056-S** by Senate Committee on Judiciary (originally sponsored by Senators Kline, Carrell,

Hargrove, Pflug, Nelson, Harper, Kohl-Welles, Regala, and Roach)

Concerning bail and pretrial release practices.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies bail and pretrial release practices.

Addresses proof of financial responsibility; bail bond agents; and disclosure of certain health care information.

Requires the state institute for public policy to develop and validate a pretrial risk assessment tool to measure the likelihood that a defendant will fail to appear in court as required.

Requires the administrator for the courts to provide superior courts and courts of limited jurisdiction access to the risk assessment tool.

Requires the center for court research to research, evaluate, monitor, and report on the validity of the risk assessment tool.

Clarifies that public inspection of or access to information related to mental health is subject to chapter 71.05 RCW (mental illness) and not the public records act.

Provides that certain sections of the act are null and void if appropriations are not approved.

-- 2011 REGULAR SESSION --

Jan 12 Public hearing in the Senate Committee on Judiciary at 1:30 PM.

Feb 8 Executive session scheduled, but no action was taken in the Senate Committee on Judiciary at 10:00 AM.

Feb 11 Executive action taken in the Senate Committee on Judiciary at 1:30 PM.

Feb 14 JUD - Majority; 1st substitute bill be substituted, do pass.

On motion, referred to Ways & Means.

Feb 24 Scheduled for public hearing in the Senate Committee on Ways & Means at 1:30 PM. (Subject to change)

**SB 5087-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Sheldon, Honeyford, Hatfield, and Shin)

Regarding noxious weed lists.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the state noxious weed control board to adopt guidelines for placing plants on the state noxious weed list.

Prohibits the state noxious weed control board from including English holly on the state noxious weed list.

-- 2011 REGULAR SESSION --

Jan 20 Public hearing in the Senate Committee on Agriculture & Rural Economic Development at 10:00 AM.

Feb 14 Executive action taken in the Senate Committee on Agriculture & Rural Economic Development at 10:00 AM.

Feb 15 ARED - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

**SB 5105-S** by Senate Committee on Human Services &

Corrections (originally sponsored by Senators Carrell, Conway, Stevens, Schoesler, Becker, and Shin)

Addressing the conditional release of persons committed as criminally insane to their county of origin.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Addresses the conditional release of persons committed as criminally insane to their county of origin.

-- 2011 REGULAR SESSION --

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

Feb 10 Executive action taken in the Senate Committee on Human Services & Corrections at 10:00 AM.

Feb 14 HSC - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

**SB 5137-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Pridemore, Swecker, and Regala)

Authorizing use of hearing officers for street vacation hearings.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes a hearing examiner to conduct a public hearing to take testimony and evidence relating to a proposed street vacation.

-- 2011 REGULAR SESSION --

Feb 8 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 1:30 PM.

Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.

Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5171-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Hobbs, Roach, Swecker, Pridemore, Shin, King, Kilmer, Hill, Keiser, and McAuliffe; by request of Secretary of State)

Facilitating voting for service and overseas voters.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies voting provisions for service and overseas voters.

-- 2011 REGULAR SESSION --

Jan 31 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.

Feb 7 Executive session scheduled, but no action was taken in the Senate Committee on Government Operations, Tribal Relations & Elections at 10:00 AM.

Feb 14 Executive action taken in the Senate Committee on Government Operations

- and Tribal Relations & Elections at 10:00 AM.
- Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 5206-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Kohl-Welles, Swecker, Nelson, and Chase)  
Concerning the installation of residential fire sprinkler systems.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Eradicates barriers that prevent the voluntary installation of sprinkler systems in private residences.  
Provides financial and regulatory incentives to homeowners, builders, and water purveyors for voluntarily installing the systems.  
Prohibits a person installing a residential fire sprinkler system in a single-family home from being required to pay the fire operations portion of the impact fee.  
Exempts a public water system from liability for damages resulting from shutting off water to a residential home with an installed fire sprinkler system if the shut off is due to certain causes.  
-- 2011 REGULAR SESSION --  
Jan 31 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- SB 5211-S** by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Haugen, Swecker, Morton, Ranker, and Hargrove)  
Concerning forest practices applications leading to conversion of land for development purposes.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Modifies forest practices provisions regarding how the forest practices board must define Class II and Class IV forest practices by rule; and a local government's requirement to provide an economic impact statement involving a forest practice on certain lands.  
-- 2011 REGULAR SESSION --  
Jan 27 Public hearing in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM.  
Feb 14 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM.  
Feb 15 NRMW - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 5306-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Chase, Swecker, and Roach)  
Permitting counselors who are employed by federally recognized Indian tribes to apply to the department of health for an agency affiliated counselors credential.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Allows counselors who are employed by federally recognized Indian tribes to apply to the department of health for an agency affiliated counselor credential.  
-- 2011 REGULAR SESSION --  
Jan 27 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 5314-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Nelson, Carrell, and McAuliffe; by request of Department of Early Learning)  
Exempting certain personal information from public inspection and copying.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Exempts from public inspection and copying under the public records act, personal information in any files maintained for a participant in an agency or community-based program including early learning or child care services, parks and recreation programs, youth development programs, and after school programs.  
-- 2011 REGULAR SESSION --  
Feb 7 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.  
Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.
- SB 5332-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Rockefeller, Chase, Harper, Nelson, Prentice, and Kline)  
Authorizing a procedure for retrocession of civil jurisdiction over acts by Indian members of the Confederated Tribes and Bands of the Yakama Nation occurring on certain Indian lands.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Authorizes a procedure for the retrocession, to the Yakama Nation of Washington and to the United States, of



civil jurisdiction over Indians for acts occurring on tribal lands or allotted lands within the Yakama Nation Indian reservation and held in trust by the United States or subject to a restriction against alienation imposed by the United States.

-- 2011 REGULAR SESSION --

- Jan 27 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.
- Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.
- Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5417-S** by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Becker, Swecker, Benton, Stevens, Delvin, Honeyford, Sheldon, Hatfield, Hobbs, Shin, Roach, and Kline)

Allowing for the distribution of legislators' contact cards, newsletters, government guides, or similar printed materials produced with legislative resources in certain circumstances.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes distribution, throughout a legislator's district, of contact cards, newsletters, government guides, or similar printed materials produced with legislative resources at certain locations, for the purpose of informing the public as to legislative matters or providing information on how the public may contact legislators or participate in legislative proceedings.

-- 2011 REGULAR SESSION --

- Feb 10 Public hearing in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.
- Feb 14 Executive action taken in the Senate Committee on Government Operations and Tribal Relations & Elections at 10:00 AM.
- Feb 15 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5436-S** by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Ranker, Shin, Litzow, Swecker, Tom, Harper, Nelson, Hobbs, Fraser, Rockefeller, White, Kilmer, Conway, and Kline)

Regarding the use of antifouling paints on recreational water vessels.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Prohibits, after January 1, 2017, a manufacturer, wholesaler, retailer, or distributor from selling or offering for sale any new recreational water vessel with antifouling paint containing copper.

Prohibits, after January 1, 2020, antifouling paint containing more than 0.5 percent of copper from being offered for sale in the state.

Requires the department of ecology to: (1) Survey the manufacturers of boat paint sold or offered for sale to determine the types of antifouling boat paints that are available for sale or offered for sale in the state; and

(2) Increase education efforts regarding recreational water vessel hull cleaning to reduce the spread of invasive species.

-- 2011 REGULAR SESSION --

- Jan 26 Public hearing in the Senate Committee on Natural Resources & Marine Waters at 8:00 AM.
- Feb 14 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM.
- Feb 15 NRMW - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5438-S** by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Morton, Schoesler, Swecker, Hewitt, Becker, Stevens, Honeyford, and Roach)

Concerning the sale of timber from lands managed by the department of fish and wildlife.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of fish and wildlife to evaluate opportunities for and provide recommendations to the fish and wildlife commission on timber sales from department-managed land that would generate revenue while sustaining or enhancing the suitability of the landscape for fish and wildlife habitat.

Requires the proceeds from the sale of timber to be deposited in the state wildlife account, where consistent with the code of federal regulations, to be used for the operation and maintenance of department-managed lands.

-- 2011 REGULAR SESSION --

- Feb 2 Public hearing in the Senate Committee on Natural Resources & Marine Waters at 8:00 AM.
- Feb 14 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM.
- Feb 15 NRMW - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5614-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators White, Kilmer, Tom, Kohl-Welles, Keiser, Kline, and Conway)

Establishing procedures for requesting the funds necessary to implement the compensation and fringe benefit provisions of bargaining agreements with the University of Washington under chapter 41.80 RCW.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes procedures for requesting the funds necessary to implement the compensation and fringe benefit provisions of bargaining agreements with the University of Washington.

## -- 2011 REGULAR SESSION --

- Feb 7 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 10:00 AM.
- Feb 14 Executive action taken in the Senate Committee on Labor and Commerce & Consumer Protection at 10:00 AM.
- Feb 15 LCCP - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5715-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Kohl-Welles, McAuliffe, Litzow, Harper, and Kline)

Requiring adoption of core competencies for early care and education professionals and child and youth development professionals.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of early learning to: (1) Adopt core competencies for early care and education professionals and child and youth development professionals and develop an implementation plan; and

(2) Incorporate the core competencies into all appropriate professional development opportunities.

## -- 2011 REGULAR SESSION --

- Feb 9 Public hearing in the Senate Committee on Early Learning & K-12 Education at 8:00 AM.
- Feb 14 EDU - Majority; 1st substitute bill be substituted, do pass.  
Executive action taken in the Senate Committee on Early Learning & K-12 Education at 1:30 PM.
- Feb 15 Passed to Rules Committee for second reading.

**SB 5748-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Rockefeller, Honeyford, and Chase)

Regarding cottage food operations.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Exempts cottage food operations from the licensing and evaluation provisions of the Washington food processing act.

## -- 2011 REGULAR SESSION --

- Feb 14 Public hearing and executive action taken in the Senate Committee on Agriculture & Rural Economic Development at 10:00 AM.
- Feb 15 ARED - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5835** by Senators Hatfield and Shin

Consolidating the department of archaeology and historic preservation into the office of lieutenant governor.

Abolishes the department of archaeology and historic preservation and transfers its powers, duties, and functions to the office of lieutenant governor.

## -- 2011 REGULAR SESSION --

- Feb 21 First reading, referred to Government Operations, Tribal Relations & Elections.

**SB 5836** by Senators King, Haugen, Hobbs, Delvin, and Shin

Allowing certain private transportation providers to use certain public transportation facilities.

Modifies provisions relating to certain private transportation providers use of reserved portions of highways, high-occupancy vehicle lanes, and limited access facilities.

## -- 2011 REGULAR SESSION --

- Feb 21 First reading, referred to Transportation.
- Feb 22 Scheduled for public hearing in the Senate Committee on Transportation at 1:30 PM. (Subject to change)

**SB 5837** by Senators King, Haugen, Hobbs, and Delvin

Allowing certain private transportation providers to use certain public transportation facilities.

Modifies provisions relating to certain private transportation providers use of reserved portions of highways, high-occupancy vehicle lanes, limited access facilities, and park and ride lots.

Requires state and local jurisdictions, when designing portions of a highway for certain uses, to consider whether the design will safely accommodate certain authorized private transportation provider vehicles.

## -- 2011 REGULAR SESSION --

- Feb 21 First reading, referred to Transportation.
- Feb 22 Scheduled for public hearing in the Senate Committee on Transportation at 1:30 PM. (Subject to change)

**SB 5838** by Senators Hargrove and Murray; by request of Department of Revenue and Department of Social and Health Services

Making changes to laws administered by the department of revenue that do not create any new or, except for the deduction in RCW 82.04.4297, broaden any existing tax preference as defined in RCW 43.136.021 or increase any person's tax burden.

Clarifies that: (1) A person who has a substantial nexus in the state in any tax year is deemed to have a substantial nexus with the state the following year; and

(2) A seller is not obligated to collect use tax if the state is prohibited from requiring the person to collect the tax.

## -- 2011 REGULAR SESSION --

- Feb 21 First reading, referred to Ways & Means.
- Feb 23 Scheduled for public hearing in the Senate Committee on Ways & Means at 1:30 PM. (Subject to change)

**SB 5839** by Senators Baxter, Stevens, Becker, Swecker, Hewitt, Schoesler, Honeyford, King, and Parlette

Adjusting the minimum wage rate based on changes in consumer prices.

Requires calculations of the adjusted minimum wage rate to reflect the actual change in consumer prices since September 1, 2000, based on the consumer price index for urban wage earners and clerical workers or a successor index.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Labor, Commerce & Consumer Protection.

**SB 5840** by Senators Baxter, Benton, Stevens, Swecker, Hewitt, Schoesler, Honeyford, Parlette, and King

Creating a good faith defense for certain minimum wage and overtime compensation complaints.

Addresses minimum wage and overtime compensation complaints.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Labor, Commerce & Consumer Protection.

**SB 5841** by Senators Baxter, Benton, Carrell, Stevens, Swecker, Hewitt, Schoesler, and Honeyford

Permitting private employers to exercise a voluntary veterans' preference in employment.

Establishes a permissive preference in private employment for certain veterans.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Labor, Commerce & Consumer Protection.

**SB 5842** by Senators Baxter, Benton, Becker, Stevens, Swecker, and Honeyford

Concerning recovery audits for government overpayments.

Requires the director of the office of financial management to contract with private consultants to conduct recovery audits of payments made by state agencies to individuals, vendors, and other entities.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Ways & Means.

**SB 5843** by Senators Becker, Zarelli, and Stevens

Closing entry into the college bound scholarship program.

Closes entry into the college bound scholarship program.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Higher Education & Workforce Development.

**SB 5844** by Senators Kilmer, Parlette, Murray, Kastama, Fraser, Hobbs, Hatfield, Regala, Sheldon, and Hewitt

Concerning financing local government infrastructure.

Modernizes the public works assistance program and other programs providing state and federal funding assistance for local infrastructure.

Requires the public works board to prepare and submit to the appropriate committees of the legislature, an implementation plan to create a reformed state system for providing assistance for local infrastructure.

Eliminates the water conservation account.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Ways & Means. Scheduled for public hearing in the Senate Committee on Ways & Means at 3:30 PM. (Subject to change)

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### Senate Joint Resolutions

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**SJR 8215** by Senators Kilmer, Parlette, Murray, Zarelli, Brown, Hobbs, Fraser, Tom, Sheldon, Honeyford, and Hewitt

Concerning the debt reduction act of 2011.

Proposes an amendment to the state Constitution relating to the debt reduction act of 2011.

-- 2011 REGULAR SESSION --

Feb 21 First reading, referred to Ways & Means.