



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 65

SIXTY-THIRD LEGISLATURE

Wednesday, June 19, 2013

8th Day - 2013 2nd Special Session

SENATE SB 5871-S SB 5873-S SB 5876-S SB 5946-S

HOUSE HB 2074 HB 2075 HB 2076 HB 2077 HB 2078 HCR 4408 HCR 4409
HCR 4410

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=2013>.

House Bills

HB 2074 by Representatives Sawyer, Rodne, Jinkins, Pedersen, Kirby, Cody, Hansen, and Hargrove

Concerning fees for health records.

Addresses reasonable fees for providing certain health care information.

-- 2013 1ST SPECIAL SESSION --

Jun 11 Prefiled for introduction.

First reading, referred to Health Care & Wellness (Not Officially read and referred until adoption of Introduction report).

HB 2075 by Representatives Carlyle and Roberts

Preserving funding deposited into the education legacy trust account used to support common schools and access to higher education by restoring the application of the Washington estate and transfer tax to certain property transfers while modifying the estate and transfer tax to provide tax relief for certain estates.

(DIGEST AS ENACTED)

Finds that: (1) In *In re Estate of Bracken*, Docket No. 84114-4, the Washington supreme court narrowly construed the term "transfer" as defined in the Washington estate tax code;

(2) The *Bracken* decision held certain qualified terminable interest property (QTIP) of married couples was transferred without incurring Washington state estate tax liability, which: Creates an inequity never intended by the legislature because unmarried individuals did not enjoy any similar opportunities to avoid or greatly reduce their potential Washington estate tax liability; and may create disparate treatment between QTIP property and other property transferred between spouses that is eligible for the marital deduction; and

(3) It is necessary to reinstate the legislature's intended meaning when it enacted the estate tax, restore parity between married couples and unmarried individuals, restore parity between QTIP property and other property eligible

for the marital deduction, and prevent the adverse fiscal impacts of the *Bracken* decision by reaffirming its intent that the term "transfer" as used in the Washington estate and transfer tax is to be given its broadest possible meaning consistent with established United States supreme court precedents, subject only to the limits and exceptions expressly provided by the legislature.

-- 2013 2ND SPECIAL SESSION --

Jun 12 Read first time, rules suspended, and placed on second reading calendar.

Jun 13 Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 53; nays, 33; absent, 0; excused, 11.

-- IN THE SENATE --

Read first time, rules suspended, and placed on second reading calendar.

Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 30; nays, 19; absent, 0; excused, 0.

-- IN THE HOUSE --

Speaker signed.

-- IN THE SENATE --

President signed.

-- OTHER THAN LEGISLATIVE ACTION --

Delivered to Governor.

Jun 14 Governor signed. Chapter 2, 2013 Laws 2nd Special Session. Effective date 6/13/2013*.

HB 2076 by Representatives Reykdal and Orcutt

Affirming exclusions for payroll cost reimbursements within a centralized payroll reporting system.

Adopts the historical tax policy of allowing exclusions for payroll cost reimbursements within a centralized payroll reporting system of an affiliated group and requires implementation of the tax policy.

-- 2013 2ND SPECIAL SESSION --

Jun 14 First reading, referred to Finance (Not Officially read and referred until adoption of Introduction report).

HB 2077 by Representatives Orcutt, Hurst, Klippert, Blake, Warnick, Haler, Hayes, Pike, and Holy

Concerning retail theft.

Expands the definition of retail theft with extenuating circumstances.

-- 2013 2ND SPECIAL SESSION --

Jun 17 First reading, referred to Public Safety (Not Officially read and referred until adoption of Introduction report).

HB 2078 by Representatives Orcutt and DeBolt

Concerning clarification of the requirements for payment of infrastructure for fully contained communities.

Clarifies the requirements for payment of infrastructure for fully contained communities.

-- 2013 2ND SPECIAL SESSION --

Jun 17 First reading, referred to Local Government (Not Officially read and referred until adoption of Introduction report).

House Concurrent Resolutions

HCR 4408 by Representatives Sullivan and Kretz

Returning bills to their house of origin.

(DIGEST AS ADOPTED)

Returns bills to their house of origin.

-- 2013 1ST SPECIAL SESSION --

Jun 11 Prefiled for introduction.
First Reading.
Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE SENATE --

Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE HOUSE --

Speaker signed.
-- IN THE SENATE --
President signed.

-- OTHER THAN LEGISLATIVE ACTION --
Filed with Secretary of State.

HCR 4409 by Representatives Sullivan and Kretz

Adjourning sine die.

(DIGEST AS ADOPTED)

Adjourns SINE DIE.

-- 2013 1ST SPECIAL SESSION --

Jun 11 Prefiled for introduction.
First Reading.
Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE SENATE --

Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE HOUSE --

Speaker signed.

-- IN THE SENATE --

President signed.

-- OTHER THAN LEGISLATIVE ACTION --
Filed with Secretary of State.

HCR 4410 by Representatives Sullivan and Kretz

Specifying the status of bills, resolutions, and memorials.

(DIGEST AS ADOPTED)

Specifies the status of bills, resolutions, and memorials.

-- 2013 2ND SPECIAL SESSION --

Jun 12 Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE SENATE --

Read first time, rules suspended, and placed on second reading calendar.
Rules suspended. Placed on Third Reading.
Third reading, adopted.

-- IN THE HOUSE --

Jun 13 Speaker signed.

-- IN THE SENATE --

Jun 14 President signed.

-- OTHER THAN LEGISLATIVE ACTION --

Jun 17 Filed with Secretary of State.

Senate Bills

SB 5871-S by Senate Committee on Ways & Means (originally sponsored by Senator Hill)

Concerning converting the nonresident sales tax exemption to a refund program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Changes the nonresident sales and use tax exemption to a remittance program for state and local sales and use taxes.

-- 2013 1ST SPECIAL SESSION --

Jun 10 Public hearing, executive session scheduled, but no action was taken in the Senate Committee on Ways & Means at 3:00 PM.

Jun 11 WM - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.
Executive action taken in the Senate Committee on Ways & Means at 9:00 AM.

SB 5873-S by Senate Committee on Ways & Means

(originally sponsored by Senator Hill)

Concerning state government.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides communications services tax reform.

Creates a universal communications services program and provides a June 30, 2019, termination date for the program.

Creates the universal communications services account. Repeals chapter 82.72 RCW (telephone program excise tax administration).

Makes appropriations.

-- 2013 1ST SPECIAL SESSION --

Jun 10 Public hearing, executive session scheduled, but no action was taken in the Senate Committee on Ways & Means at 3:00 PM.

Jun 11 WM - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.
Executive action taken in the Senate Committee on Ways & Means at 9:00 AM.

SB 5876-S by Senate Committee on Ways & Means (originally sponsored by Senator Hill)

Concerning the expansion of medicaid.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes the state health care authority to implement the medicaid expansion defined in the federal social security act, consistent with budget authorization provided in the omnibus appropriations act.

-- 2013 1ST SPECIAL SESSION --

Jun 10 Public hearing, executive session scheduled, but no action was taken in the Senate Committee on Ways & Means at 3:00 PM.

Jun 11 WM - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.
Executive action taken in the Senate Committee on Ways & Means at 9:00 AM.

SB 5946-S by Senate Committee on Ways & Means (originally sponsored by Senators Dammeier and Frockt)

Strengthening student educational outcomes.

(AS OF SENATE 2ND READING 6/13/13)

Strengthens student educational outcomes.

Places responsibility on school districts for providing a comprehensive system of instruction and services in reading and early literacy to kindergarten through fourth grade students that is based on the degree of student need for additional support.

Places certain responsibilities on the office of the superintendent of public instruction to support reading and early literacy.

Requires the learning assistance program to be evidence-based.

Requires the office of the superintendent of public instruction to convene a discipline task force to develop standard definitions for causes of student disciplinary actions taken at the discretion of the school district.

Requires the Washington state school directors' association to develop and annually implement a professional development program for first-time school directors and school district superintendents and for on-going development of school directors and superintendents.

Establishes the educator support program to provide professional development and mentor support for beginning educators and educators on probation.

Addresses alternative learning experiences.

-- 2013 1ST SPECIAL SESSION --

Jun 10 Public hearing, executive session scheduled, but no action was taken in the Senate Committee on Ways & Means at 3:00 PM.

Jun 11 WM - 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 Ways & Means at 9:00 AM.

-- 2013 2ND SPECIAL SESSION --

Jun 13 Placed on second reading by Rules Committee.
1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed; yeas, 26; nays, 22; absent, 0; excused, 1.