



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 40

SIXTY-FIFTH LEGISLATURE

Wednesday, March 8, 2017

59th Day - 2017 Regular Session

**SENATE** SB 5665 SB 5781-S SB 5810-S SB 5865

**HOUSE** HB 1109-S HB 1351-S2 HB 1439-S2 HB 1512-S2 HB 1561-S2 HB 1711-S2 HB 2010-S  
HB 2057-S HB 2095 HB 2114-S HB 2126-S HB 2139 HB 2140 HB 2141

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=2017>.

### House Bills

**HB 1109-S** by House Committee on Appropriations (originally sponsored by Representatives Orwall, McCabe, Griffey, Hayes, McBride, Frame, Goodman, Klippert, Stanford, Stambaugh, Jinkins, Fey, Harmsworth, Dolan, Sells, Muri, Gregerson, McDonald, Wylie, Kilduff, Kloba, Tarleton, Pollet, Farrell, Kagi, Riccelli, Senn, Peterson, Bergquist, and Doglio)

Supporting victims of sexual assault.

(AS OF HOUSE 2ND READING 3/06/17)

Creates the Washington sexual assault initiative pilot project within the office of the attorney general to provide funding to support multidisciplinary community response teams engaged in seeking a just resolution to sexual assault cases resulting from evidence found in previously unsubmitted sexual assault kits.

Changes the composition of the joint legislative task force on sexual assault forensic examination best practices.

Requires the criminal justice training commission to:  
(1) Provide training for persons responsible for investigating sexual assault cases involving adult victims;  
(2) Develop training on a victim-centered, trauma-informed approach to interacting with victims and responding to sexual assault calls; and

(3) In developing the training, seek advice from the Washington association of sheriffs and police chiefs, the Washington coalition of sexual assault programs, and experts on sexual assault and the neurobiology of trauma.

Levies a four-dollar fee upon the admission to a sexually oriented live adult entertainment establishment.

Creates the sexual assault prevention and response account.

-- 2017 REGULAR SESSION --

Jan 17 Public hearing in the House Committee on Public Safety at 1:30 PM.

Jan 19 Executive action taken in the House Committee on Public Safety at 8:00 AM.

Feb 8 Public hearing in the House Committee on Appropriations at 3:30 PM.

Feb 22 Executive session scheduled, but no action was taken in the House Committee on Appropriations at 1:30 PM.

Feb 23 APP - Majority; 1st substitute bill be substituted, do pass. Minority; do not pass. Executive action taken in the House Committee on Appropriations at 1:30 PM.

Feb 24 Referred to Rules 2 Review.

Mar 2 Rules Committee relieved of further consideration. Placed on second reading.

Mar 6 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 96; nays, 2; absent, 0; excused, 0.

**HB 1351-S2** by House Committee on Appropriations (originally sponsored by Representatives Sawyer, Vick, Springer, Barkis, Blake, Fitzgibbon, and Haler)

Authorizing, under one license, the sale of spirits, beer, and wine at retail for off-premises consumption.

(AS OF HOUSE 2ND READING 3/06/17)

Creates a combination spirits, beer, and wine license that allows the sale of wine and beer, including without limitation strong beer, at retail in bottles, cans, and original containers.

-- 2017 REGULAR SESSION --

Jan 31 Public hearing in the House Committee on Commerce & Gaming at 1:30 PM.

Feb 9 Executive action taken in the House Committee on Commerce & Gaming at 9:00 AM.

Feb 21 Public hearing in the House Committee on Appropriations at 1:30 PM.

- Feb 22 APP - Majority; 2nd substitute bill be substituted, do pass.  
Executive action taken in the House Committee on Appropriations at 1:30 PM.
- Feb 24 Referred to Rules 2 Review.
- Feb 28 Placed on second reading by Rules Committee.
- Mar 6 2nd substitute bill substituted.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 98; nays, 0; absent, 0; excused, 0.
- HB 1439-S2** by House Committee on Appropriations (originally sponsored by Representatives Pollet, Haler, Tarleton, Fey, Sells, Orwall, Ryu, Stanford, and Dolan)  
Regulating the institutions of higher education, including for-profit institutions and private vocational schools, to protect students from unfair business practices.  
(AS OF HOUSE 2ND READING 3/06/17)  
Protects students from unfair business practices by regulating the institutions of higher education, including for-profit institutions and private vocational schools.  
Requires the student achievement council to: (1) Continue administering the two-part study of for-profit degree-granting institutions and private vocational schools, including findings and recommendations regarding the creation of an ombuds to serve students of degree-granting institutions and private vocational schools; and  
(2) Deny, revoke, or suspend the authorization of a degree-granting institution found to be in violation of chapter 28B.85 RCW.
- 2017 REGULAR SESSION --
- Feb 1 Public hearing in the House Committee on Higher Education at 1:30 PM.
- Feb 17 Executive action taken in the House Committee on Higher Education at 10:00 AM.
- Feb 24 APP - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Referred to Rules 2 Review.  
Public hearing and executive action taken in the House Committee on Appropriations at 10:00 AM.
- Mar 2 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 3 2nd substitute bill substituted.  
Rules suspended. Placed on Third Reading.  
Held on third reading.
- Mar 6 Returned to second reading for amendment.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 56; nays, 42; absent, 0; excused, 0.
- HB 1512-S2** by House Committee on Appropriations (originally sponsored by Representatives Bergquist, Stambaugh, McBride, Gregerson, Slatter, Frame, Macri, Peterson, Hudgins, Pollet, Orwall, Doglio, Appleton, Fitzgibbon, Goodman, Farrell, and Stanford)  
Expanding college bound scholarship eligibility.  
(AS OF HOUSE 2ND READING 3/06/17)  
Revises requirements for eligibility in the college bound scholarship program.  
Provides that this act is null and void if appropriations are not approved.
- 2017 REGULAR SESSION --
- Feb 7 Public hearing in the House Committee on Higher Education at 8:00 AM.
- Feb 15 Executive action taken in the House Committee on Higher Education at 1:30 PM.
- Feb 22 Public hearing in the House Committee on Appropriations at 1:30 PM.
- Feb 23 APP - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.  
Executive action taken in the House Committee on Appropriations at 1:30 PM.
- Feb 24 Referred to Rules 2 Review.
- Mar 3 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 6 2nd substitute bill substituted.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 54; nays, 44; absent, 0; excused, 0.
- HB 1561-S2** by House Committee on Appropriations (originally sponsored by Representatives Frame, Pollet, Doglio, Kloba, Bergquist, Kilduff, Stanford, Dolan, Peterson, Stonier, Senn, Slatter, Fey, Lovick, Macri, Tarleton, Tharinger, Sawyer, Goodman, and Farrell)  
Concerning open educational resources.  
(AS OF HOUSE 2ND READING 3/06/17)  
Requires the student achievement council to: (1) Administer the open educational resources grant pilot program for the four-year institutions of higher education; and  
(2) Develop an application form for a grant and a process for: Reviewing and selecting grant applicants; awarding grant funding; and the grant awardee to report back to the council on the use of the grant.  
Prohibits grant dollars from being used to duplicate open educational resources that are already free and publicly available.  
Requires the state institute for public policy to conduct a study on the cost of textbooks and course materials and the use of open educational resources at four-year institutions of higher education.  
Provides that this act is null and void if appropriations are not approved.

- 2017 REGULAR SESSION --
- Jan 31 Public hearing in the House Committee on Higher Education at 8:00 AM.
- Feb 8 Executive action taken in the House Committee on Higher Education at 1:30 PM.
- Feb 20 Public hearing in the House Committee on Appropriations at 1:30 PM.
- Feb 22 APP - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass. Minority; without recommendation. Executive action taken in the House Committee on Appropriations at 1:30 PM.
- Feb 24 Referred to Rules 2 Review.
- Mar 3 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 6 2nd substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 64; nays, 34; absent, 0; excused, 0.
- HB 1711-S2** by House Committee on Appropriations (originally sponsored by Representatives Kretz, Springer, Pettigrew, Schmick, Short, and Condotta) Prioritizing lands to receive forest health treatments. (AS OF HOUSE 2ND READING 3/06/17) Requires the department of natural resources to: (1) Develop and implement a policy for prioritizing investments on forest health treatments to protect state lands and state forestlands against losses from wildfire; (2) Consistent with the policy, identify areas of state lands and state forestlands that would benefit from forest health treatments at the landscape level; (3) In order to expedite initial treatments, prioritize and address lands for treatment that are currently identified by the department as pilot treatment projects; and (4) Consult with and take into account the land management plans and activities or nearby landowners, including federal agencies, other state agencies, local governments, tribes, and private property owners. Creates the forest health revolving account. Provides that this act is null and void if appropriations are not approved.
- 2017 REGULAR SESSION --
- Feb 9 Public hearing in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- Feb 16 Executive action taken in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- Feb 22 Public hearing in the House Committee on Appropriations at 1:30 PM.
- Feb 23 APP - Majority; 2nd substitute bill be substituted, do pass. Executive action taken in the House Committee on Appropriations at 1:30 PM.
- Feb 24 Referred to Rules 2 Review.
- Mar 1 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 6 2nd substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 98; nays, 0; absent, 0; excused, 0.
- HB 2010-S** by House Committee on Community Development, Housing & Tribal Affairs (originally sponsored by Representatives Maycumber, Dent, Blake, Kretz, Dye, and Manweller) Addressing homelessness in wildfire areas. (AS OF HOUSE 2ND READING 3/06/17) Requires the department of natural resources, in order to prevent homelessness in a county located east of the crest of the Cascade mountain range that shares a common border with Canada and has a population of one hundred thousand or less and to strengthen the local capacity for controlling risk to life and property that may result from wildfires, administer funding to these counties for: (1) Radio communication equipment; and (2) Fire protection service providers within these counties to provide residential wildfire risk reduction activities.
- 2017 REGULAR SESSION --
- Feb 14 Public hearing in the House Committee on Community Development and Housing & Tribal Affairs at 10:00 AM.
- Feb 16 CDHT - Majority; 1st substitute bill be substituted, do pass. Minority; do not pass. Minority; without recommendation. Executive action taken in the House Committee on Community Development and Housing & Tribal Affairs at 1:30 PM.
- Feb 17 Referred to Rules 2 Review.
- Feb 24 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 6 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 98; nays, 0; absent, 0; excused, 0.
- HB 2057-S** by House Committee on Judiciary (originally sponsored by Representative Orwall) Concerning the services and processes available when residential real property is abandoned or in foreclosure. (AS OF HOUSE 2ND READING 3/06/17) Allows a certificate of abandonment to be obtained for a fee through the housing finance commission by using a form and subject to the terms and conditions developed by the housing finance commission in conjunction with the servicing industry, trustees, and civil legal aid. Requires the housing finance commission to: (1) Determine the costs associated with the application

process and set a reasonable application fee based upon these costs; and

(2) Notify the appropriate city, town, or county upon certificate issuance or upon receipt of notification from a servicer.

Increases the fee for a beneficiary on whose behalf a notice of trustee's sale has been recorded on residential real property and requires the fee to be remitted to the county auditor or recording officer instead of the department of commerce.

-- 2017 REGULAR SESSION --

Feb 14 Public hearing in the House Committee on Judiciary at 10:00 AM.

Feb 16 JUDI - Majority; 1st substitute bill be substituted, do pass. Minority; do not pass. Executive action taken in the House Committee on Judiciary at 1:00 PM.

Feb 17 Referred to Rules 2 Review.

Feb 24 Rules Committee relieved of further consideration. Placed on second reading.

Mar 6 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 98; nays, 0; absent, 0; excused, 0.

**HB 2095** by Representatives Wylie, Stonier, Harris, Vick, Clibborn, Fey, McBride, and Macri

Concerning preliminary work to develop a process for planning for a new Interstate 5 bridge spanning the Columbia river.

(AS OF HOUSE 2ND READING 3/06/17)

Designates an interstate 5 bridge that crosses the Columbia river as a project of statewide significance.

Declares that, the Washington state legislature, on behalf of the state, invites the Oregon state legislature to participate in the joint legislative action committee regarding the construction of a new interstate 5 bridge spanning the Columbia river that achieves certain purposes.

Makes an appropriation from the motor vehicle fund to the department of transportation for a planning inventory to be conducted to document the existing planning data related to the construction of the new bridge.

-- 2017 REGULAR SESSION --

Feb 13 First reading, referred to Transportation (Not Officially read and referred until adoption of Introduction report).

Feb 20 Public hearing in the House Committee on Transportation at 1:30 PM.

Feb 21 Executive session scheduled, but no action was taken in the House Committee on Transportation at 1:30 PM.

Feb 22 TR - Majority; do pass. Minority; do not pass. Executive action taken in the House Committee on Transportation at 1:30 PM.

Feb 24 Referred to Rules 2 Review.

Mar 2 Rules Committee relieved of further consideration. Placed on second reading.

Mar 6 Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 60; nays, 38; absent, 0; excused, 0.

**HB 2114-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody and Pollet; by request of Insurance Commissioner)

Addressing protecting consumers from charges for out-of-network health services.

(AS OF HOUSE 2ND READING 3/06/17)

Establishes the balance billing protection act. Addresses the protection of consumers from charges for out-of-network health services.

-- 2017 REGULAR SESSION --

Feb 17 HCW - Majority; 1st substitute bill be substituted, do pass. Referred to Appropriations. Executive action taken in the House Committee on Health Care & Wellness at 10:00 AM.

Feb 23 Public hearing in the House Committee on Appropriations at 1:30 PM.

Feb 24 APP - Majority; do pass 1st substitute bill proposed by Health Care & Wellness. Minority; do not pass. Minority; without recommendation. Referred to Rules 2 Review. Executive action taken in the House Committee on Appropriations at 10:00 AM.

Mar 1 Rules Committee relieved of further consideration. Placed on second reading.

Mar 6 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 81; nays, 17; absent, 0; excused, 0.

**HB 2126-S** by House Committee on Appropriations (originally sponsored by Representatives Blake and Wilcox)

Creating a community-based approach to provide assistance with nonlethal management methods to reduce livestock depredations by wolves.

(AS OF HOUSE 2ND READING 3/06/17)

Creates the northeast Washington wolf-cattle management grant within the department of agriculture for the deployment of nonlethal deterrence resources, in a county east of the crest of the Cascade mountain range that shares a border with Canada, including equipment and tools, owned and strategically located locally to reduce the probability of livestock depredations by wolves.

Creates an advisory board to advise the department on the expenditure of the management grant funds.

Creates the northeast Washington wolf-cattle management account.

-- 2017 REGULAR SESSION --

- Feb 24 APP - Majority; 1st substitute bill be substituted, do pass.  
Referred to Rules 2 Review.  
Public hearing and executive action taken in the House Committee on Appropriations at 10:00 AM.
- Mar 3 Rules Committee relieved of further consideration. Placed on second reading.
- Mar 6 1st substitute bill substituted.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 98; nays, 0; absent, 0; excused, 0.

**HB 2139** by Representatives Stanford and Kloba

Concerning issuance of a search warrant by a municipal court judge.

Authorizes a judge for a municipal court to, if the jurisdiction of the court encompasses more than one county, issue a search warrant for a person or evidence located in the state as long as the county in which the offense is alleged to have occurred is one of the counties encompassed within that court's jurisdiction.

-- 2017 REGULAR SESSION --

- Mar 7 First reading, referred to Judiciary (Not Officially read and referred until adoption of Introduction report).

**HB 2140** by Representatives Buys, Taylor, Manweller, Wilcox, Dent, Chandler, Shea, and Koster

Concerning equitable treatment in water pollution control permitting.

Addresses equitable treatment for penalties in pollutant discharge elimination permits that govern: (1) Operations of state and local government agencies; and (2) Agricultural and farm activities.

-- 2017 REGULAR SESSION --

- Mar 7 First reading, referred to Environment (Not Officially read and referred until adoption of Introduction report).

**HB 2141** by Representatives Buys, Taylor, Manweller, Van Werven, Dent, Chandler, Shea, Schmick, and Koster

Requiring water discharge permits issued to sewerage systems to establish environmental protections that are at least as stringent as environmental protections required during agricultural activities.

Requires waste discharge permits issued by the department of ecology to have environmental protections and waste discharge standards that are at least as stringent as those required by the most recent concentrated animal feeding operations pollution discharge elimination permit.

-- 2017 REGULAR SESSION --

- Mar 7 First reading, referred to Environment (Not Officially read and referred until adoption of Introduction report).

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### Senate Bills

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**SB 5665** by Senators Wilson, Keiser, Conway, and King

Concerning the use of credit cards for purchases of spirits and wine by a purchaser licensed to sell spirits and/or wine for consumption on the licensed premises. (REVISED FOR ENGROSSED: Concerning the use of credit cards for purchases of beer, spirits, and wine by the purchaser licensed to sell beer, spirits, and/or wine for consumption on the licensed premises.)

(AS OF SENATE 2ND READING 3/06/17)

Authorizes a licensed distributor of beer, spirits, and/or wine to pass credit card fees on to a purchaser licensed to sell beer, spirits, and/or wine for consumption on the licensed premises.

-- 2017 REGULAR SESSION --

- Feb 1 First reading, referred to Commerce, Labor & Sports.
- Feb 13 Public hearing in the Senate Committee on Commerce and Labor & Sports at 1:30 PM.
- Feb 15 CLS - Majority; do pass.  
Executive action taken in the Senate Committee on Commerce and Labor & Sports at 5:45 PM.
- Feb 17 Passed to Rules Committee for second reading.
- Mar 2 Placed on second reading by Rules Committee.
- Mar 6 Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 49; nays, 0; absent, 0; excused, 0.

**SB 5781-S** by Senate Committee on Commerce, Labor & Sports (originally sponsored by Senators Fortunato and Baumgartner)

Concerning special occasion and banquet provisions for charitable or nonprofit organizations. (REVISED FOR ENGROSSED: Concerning banquet provisions for charitable or nonprofit organizations.)

(AS OF SENATE 2ND READING 3/06/17)

Establishes a special permit to be designated as a banquet permit to be issued to a not-for-profit society or charitable organization, which has annual gross income of less than two hundred fifty thousand dollars, to provide spirits, beer, and wine, free of charge, by the individual serving for on-premises consumption at a specified date and place.

-- 2017 REGULAR SESSION --

- Feb 15 Public hearing in the Senate Committee on Commerce and Labor & Sports at 1:30 PM.

- Feb 16 CLS - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Executive action taken in the Senate Committee on Commerce and Labor & Sports at 1:30 PM.
- Feb 17 Passed to Rules Committee for second reading.
- Mar 2 Placed on second reading by Rules Committee.
- Mar 6 1st substitute bill substituted.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 38; nays, 11; absent, 0; excused, 0.

Requires the department of revenue to notify a person that claims a certain individual tax preference to inform the taxpayer that it is prohibited from making contributions to a candidate for state or legislative office until after the next gubernatorial election.

Provides for submission of this act to a vote of the people.

-- 2017 REGULAR SESSION --

- Mar 7 First reading, referred to State Government.

**SB 5810-S** by Senate Committee on Law & Justice (originally sponsored by Senator Padden)

Adding attempted murder to the list of offenses that may not be prosecuted more than ten years their commission.

(AS OF SENATE 2ND READING 3/06/17)

Prohibits the crime of attempted murder from being prosecuted more than ten years after its commission.

-- 2017 REGULAR SESSION --

- Feb 15 Public hearing in the Senate Committee on Law & Justice at 8:00 AM.
- Feb 16 LAW - Majority; 1st substitute bill be substituted, do pass.  
Executive action taken in the Senate Committee on Law & Justice at 10:00 AM.
- Feb 17 Passed to Rules Committee for second reading.
- Mar 1 Placed on second reading by Rules Committee.
- Mar 6 1st substitute bill substituted.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 49; nays, 0; absent, 0; excused, 0.

**SB 5865** by Senators Fain, Zeiger, and Miloscia

Prohibiting contributions to candidates by entities with close financial interests in state policy.

Prohibits the following from making contributions, to certain candidates, that are reportable under the fair campaign practices act: (1) A person that engages in collective bargaining on behalf of its membership with a local agency;

(2) A person who currently holds, has held, or is bidding or competing for a contract of at least one million dollars with the state, a state office, or a state agency since the previous gubernatorial election;

(3) A person who currently holds, has held, or is bidding or competing for a contract of at least one million dollars with the state senate or house of representatives since the previous gubernatorial election; or

(4) A person receiving the notice mentioned below from the department of revenue since the previous gubernatorial election.