



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 63

SIXTY-FIFTH LEGISLATURE

Tuesday, May 9, 2017

16th Day - 2017 1st Special Session

<b>SENATE</b>	SB 5867	SB 5893	SB 5934-S	SB 5935	SB 5936	SB 5937
<b>HOUSE</b>	HB 2200-S	HB 2208	HB 2209	HB 2210	HB 2211	

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 2200-S** by House Committee on Technology & Economic Development (originally sponsored by Representatives Hansen, Taylor, Smith, Buys, Harmsworth, Graves, Maycumber, J. Walsh, Kraft, Haler, Condotta, Nealey, Bergquist, Steele, Van Werven, Stonier, Macri, Farrell, Cody, Slatter, Tarleton, Senn, Kagi, Pollet, Frame, Chapman, Dye, Hudgins, Stanford, Reeves, Dent, Hayes, Ryu, Peterson, Sells, Kloba, Santos, Johnson, Fitzgibbon, Holy, Ormsby, Caldier, Sawyer, Wylie, Hargrove, Kilduff, Blake, Orcutt, Gregerson, Young, Appleton, Shea, Koster, Morris, Tharinger, Irwin, Muri, Schmick, Volz, Goodman, Clibborn, McCaslin, Pellicciotti, Doglio, Jinkins, Dolan, Kirby, Sullivan, Lytton, Kretz, Riccelli, Rodne, McBride, McCabe, and Pettigrew)

Protecting the privacy and security of internet users.  
(AS OF HOUSE 2ND READING 4/19/17)

Requires a broadband internet access service provider to: (1) Receive an opt-in approval from a customer before selling or transferring customer proprietary information or sending or displaying to a customer an advertisement selected to be sent or displayed based on the customer's proprietary information;

(2) Solicit the approval at the point of sale;

(3) Obtain new approval for any changes in the actions described in (1) above if those changes are inconsistent with the original terms and conditions; and

(4) Provide access to a mechanism that allows a customer to grant, deny, or withdraw approval for the provider to take any of the actions described in (1) above.

Authorizes the utilities and transportation commission to adopt rules consistent with the purposes of this act.

Creates the consumer privacy and security account.

-- 2017 REGULAR SESSION --

Apr 12 Public hearing, executive session scheduled, but no action was taken in the House Committee on Technology & Economic Development at 8:00 AM.

Apr 14 TED - Majority; 1st substitute bill be substituted, do pass.  
Executive action taken in the House Committee on Technology & Economic Development at 8:00 AM.

Apr 17 Placed on second reading.

Apr 19 1st substitute bill substituted.  
Amendment ruled beyond the scope and object of the bill.  
Floor amendment(s) adopted.  
Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 87; nays, 10; absent, 0; excused, 1.

-- IN THE SENATE --

Apr 21 First Reading.

Held at the Desk.

Apr 23 By resolution, returned to House Rules Committee for third reading.

-- 2017 1ST SPECIAL SESSION --

-- IN THE HOUSE --

Apr 24 By resolution, reintroduced and retained in present status.

May 1 Rules Committee relieved of further consideration. Placed on third reading.

May 2 Third reading, passed; yeas, 79; nays, 13; absent, 0; excused, 6.

-- IN THE SENATE --

May 5 First reading, referred to Energy, Environment & Telecommunications.

**HB 2208** by Representative Hudgins; by request of Office of Financial Management

Authorizing criminal background investigations for current and prospective employees and contractors with access to federal tax information.

Requires current and prospective employees of, and contractors with, the state who are or may be authorized by the agency for which he or she is employed to access federal tax information to have a criminal history record check through the Washington state patrol criminal identification system and the federal bureau of investigation.

-- 2017 1ST SPECIAL SESSION --

May 5 First reading, referred to State Government, Elections & Information Technology (Not Officially read and referred until adoption of Introduction report).

**HB 2209** by Representative Klippert

Enacting the Washington state English language empowerment act.

Establishes the Washington state English language empowerment act.

Designates the English language as the official language of the state.

Requires official business of the state to be conducted in English; official documents, rules, orders, and publications to be printed in English; and official programs, meetings, transactions, and actions conducted by or on behalf of the state and its political subdivisions to be in English.

-- 2017 1ST SPECIAL SESSION --

May 5 First reading, referred to State Government, Elections & Information Technology (Not Officially read and referred until adoption of Introduction report).

**HB 2210** by Representative Young

Modifying theater license provisions.

Removes certain requirements of a theater's premises in order to be issued a theater license to sell spirits, beer, and/or wine at retail.

Allows a theater to also have one additional theater using an IMAX screen projection system, but with no more than three hundred seats, that may serve alcohol pursuant to the terms of the license.

-- 2017 1ST SPECIAL SESSION --

May 8 First reading, referred to Commerce & Gaming (Not Officially read and referred until adoption of Introduction report).

**HB 2211** by Representative Young

Concerning restricting the use of airport police to enforce private airlines' nonsecurity-related policies.

Prohibits a port district operating an airport with a police department from permitting its police officers or agents to remove passengers, or assist in the removal of passengers, from an airline's aircraft to enforce the airline's overbooking policies or other airline policies or procedures that are not related to security or safety.

-- 2017 1ST SPECIAL SESSION --

May 8 First reading, referred to Public Safety (Not Officially read and referred until adoption of Introduction report).

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## Senate Bills

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**SB 5867** by Senator Braun

Creating a flexible voluntary program to allow family members to provide personal care services to persons with developmental disabilities or long-term care needs under a consumer-directed medicaid service program.

(AS OF SENATE 2ND READING 4/19/17)

Requires the department of social and health services to develop and implement a consumer-directed medicaid program which is intended to be a voluntary alternative option for individuals with long-term care needs or developmental disabilities who choose to receive personal care services from a family member.

Allows payment by the department of social and health services for in-home personal care or respite services when the care is provided to a client who: (1) Is an enrolled member of a federally recognized Indian tribe; or

(2) Resides in the household of an enrolled member of a federally recognized Indian tribe.

-- 2017 REGULAR SESSION --

Mar 13 First reading, referred to Ways & Means.

Mar 15 Public hearing in the Senate Committee on Ways & Means at 3:30 PM.

Mar 16 WM - Majority; do pass.

Minority; do not pass.

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

Mar 21 Passed to Rules Committee for second reading.

Mar 29 Placed on second reading by Rules Committee.

Apr 19 Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 28; nays, 21; absent, 0; excused, 0.

-- IN THE HOUSE --

Apr 21 First reading, referred to Appropriations (Not Officially read and referred until adoption of Introduction report).

Apr 23 By resolution, returned to Senate Rules Committee for third reading.

-- IN THE SENATE --

Placed on Rules White Sheet.

-- 2017 1ST SPECIAL SESSION --

Apr 24 By resolution, reintroduced and retained in present status.

**SB 5893** by Senators O'Ban, Rossi, Becker, Rivers, Miloscia, King, Bailey, Braun, Wilson, Walsh, Zeiger, Angel, Warnick, Brown, Honeyford, Fortunato, Pearson, Padden, Fain, Schoesler, and Hawkins

Concerning the administration of motor vehicle excise taxes by regional transit authorities.

(AS OF SENATE 2ND READING 5/02/17)

Authorizes a regional transit authority to contract with the department of licensing for the collection of a motor

vehicle excise tax only if the authority has implemented a market value adjustment program.

Requires a contract entered into to provide that: (1) The department of licensing will receive amounts sufficient to fully cover the costs applicable to the tax collection and market value adjustment process, including customer service-related costs, information technology-related costs, public announcement and education costs, and liability or other related risk assessment costs; and

(2) Any unforeseen future administrative costs will be borne by the regional transit authority.

Requires the department of licensing, if it enters into a contract with a regional transit authority for the collection of a motor vehicle excise tax, and after the regional transit authority implements a market value adjustment program, to clearly indicate when collecting the tax, the amount of tax owed under current law, the amount of credit applied, and the net result, when notifying taxpayers of the expected tax due.

Requires a regional transit authority, that includes portions of a county with a population of more than 1.5 million and imposes a motor vehicle excise tax, to establish a market value adjustment program to be implemented by December 31, 2017.

-- 2017 REGULAR SESSION --

Mar 17 First reading, referred to Transportation.

Mar 27 Public hearing in the Senate Committee on Transportation at 3:30 PM.

Mar 29 TRAN - Majority; do pass.

Minority; do not pass.

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

Mar 31 Passed to Rules Committee for second reading.

Apr 4 Placed on second reading by Rules Committee.

Apr 6 Floor amendment(s) adopted.

Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 25; nays, 24; absent, 0; excused, 0.

-- IN THE HOUSE --

Apr 7 First reading, referred to Transportation (Not Officially read and referred until adoption of Introduction report).

Apr 23 By resolution, returned to Senate Rules Committee for third reading.

-- IN THE SENATE --

Placed on Rules White Sheet.

-- 2017 1ST SPECIAL SESSION --

Apr 24 By resolution, reintroduced and retained in present status.

May 2 Placed on third reading by Rules Committee.

Returned to second reading for amendment.

Floor amendment(s) adopted.

Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 25; nays, 20; absent, 0; excused, 4.

-- IN THE HOUSE --

May 5 First reading, referred to Transportation (Not Officially read and referred until adoption of Introduction report).

**SB 5934-S** by Senate Committee on Law & Justice (originally sponsored by Senator Padden)

Concerning convicted persons.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies the seriousness level of certain crimes.

Addresses the following with regard to convicted persons: (1) Community custody;

(2) Habitual property offenders;

(3) Identical cards for persons released from the department of corrections; and

(4) Motor vehicle property offenders.

Establishes a pilot program for the supervision of offenders convicted of felonies relating to the theft or taking of a motor vehicle.

-- 2017 1ST SPECIAL SESSION --

May 2 LAW - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Public hearing and executive action taken in the Senate Committee on Law & Justice at 9:30 AM.

May 5 Passed to Rules Committee for second reading.

**SB 5935** by Senators Sheldon and Carlyle

Enhancing consumer access, affordability, and quality of broadband and advanced telecommunications services.

Addresses broadband and advanced telecommunications services.

Creates the governor's office on broadband access and requires the office to: (1) Serve as the coordinating body for public and private efforts to ensure statewide broadband access and deployment;

(2) Coordinate with communities, public and private entities, and consumer-owned and investor-owned utilities to develop strategies and plans for deployment of broadband infrastructure and access to broadband services;

(3) Review existing broadband initiatives, policies, and public and private investments and make comprehensive recommendations to advance the state's broadband access goals;

(4) Update the state's goals and standards for broadband service as technological advances become available; and

(5) Establish a competitive grant program to assist qualified local governments and public entities to deploy broadband services in unserved and underserved areas of the state.

Creates the broadband access task force to assist the governor's office on broadband access for the purpose of reviewing existing broadband initiatives, policies, and public and private investments and providing a comprehensive set of recommendations to advance the state's broadband deployment, services, and access goals.

Creates the broadband deployment partnership initiative for the purpose of initiating and fostering partnerships between entities that facilitate deployment of

broadband to enhance and expand broadband services in underserved and unserved areas of the state.

Creates the broadband access account.

-- 2017 1ST SPECIAL SESSION --

May 5 First reading, referred to Energy,  
Environment & Telecommunications.

**SB 5936** by Senators Frockt, Miloscia, Ranker, and Palumbo

Removing the prohibition on planning for a nuclear attack in emergency management plans.

Allows the preparation for emergency evacuation or relocation of residents in anticipation of a nuclear attack.

-- 2017 1ST SPECIAL SESSION --

May 5 First reading, referred to State  
Government.

**SB 5937** by Senator Baumgartner

Concerning the taxation of crossfit facilities with less than three hundred members.

Excludes the following from the definition of "sale at retail" or "retail sale" for purposes of business and occupation taxes: Charges for the use of a crossfit center or for crossfit classes, held at a crossfit center with less than three hundred members.

-- 2017 1ST SPECIAL SESSION --

May 5 First reading, referred to Ways & Means.