



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 17

SIXTY-FIFTH LEGISLATURE

Wednesday, January 31, 2018

24th Day - 2018 Regular Session

<b>SENATE</b>	SB 5182-S2	SB 5465-S2	SB 6579	SB 6580	SB 6581	SB 6582	SB 6583
<b>HOUSE</b>	HB 1506-S2	HB 2956	HB 2957	HB 2958	HB 2959	HB 2960	HB 2961
	HB 2962	HB 2963	HB 2964	HB 2965	HB 2966	HB 2967	HB 2968

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=2018>.

### House Bills

**HB 1506-S2** by House Committee on Labor & Workplace Standards (originally sponsored by Representatives Senn, Pellicciotti, Slatter, Macri, Peterson, Chapman, Ortiz-Self, Bergquist, Sawyer, Frame, Gregerson, Farrell, Kilduff, Kagi, Dolan, Clibborn, Pollet, McBride, Stanford, Doglio, Appleton, Robinson, Fitzgibbon, Sells, Goodman, Tharinger, Hudgins, Ormsby, Riccelli, Fey, and Pettigrew)

Addressing workplace practices to achieve gender pay equity.

#### (DIGEST OF PROPOSED 2ND SUBSTITUTE)

Updates the existing state equal pay act to address income disparities, employer discrimination, and retaliation practices, and to reflect the equal status of workers in this state.

-- 2017 REGULAR SESSION --

- Jan 24 Public hearing in the House Committee on Labor & Workplace Standards at 1:30 PM.
- Jan 30 Executive action taken in the House Committee on Labor & Workplace Standards at 1:30 PM.
- Feb 16 Public hearing in the House Committee on Appropriations at 3:30 PM.
- Feb 24 Executive action taken in the House Committee on Appropriations at 10:00 AM.
- Mar 23 Executive session scheduled, but no action was taken in the Senate Committee on Commerce, Labor & Sports at 1:30 PM.
- Mar 29 Executive action taken in the Senate Committee on Commerce and Labor & Sports at 3:15 PM.

-- 2018 REGULAR SESSION --

- Jan 8 Public hearing in the House Committee on Labor & Workplace Standards at 1:30 PM.

- Jan 9 LAWS - Majority; 2nd substitute bill be substituted, do pass. Minority; do not pass. Executive action taken in the House Committee on Labor & Workplace Standards at 1:30 PM.
- Jan 12 Placed on second reading.
- Jan 17 2nd substitute bill substituted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 69; nays, 28; absent, 0; excused, 1.  
-- IN THE SENATE --
- Jan 19 First reading, referred to Labor & Commerce.

**HB 2956** by Representative Blake

Protecting Washington waters from negative impacts of nonnative finfish by requiring nonnative finfish cultivated in Washington to be single-sex.

Authorizes the department of natural resources to enter into a new aquatic land lease, or renew or extend the lease, for the purpose of Atlantic salmon or nonnative finfish aquaculture if the lease is for the culture of single-sex Atlantic salmon or other single-sex nonnative marine finfish.

Authorizes the department of fish and wildlife to: (1) Permit Atlantic salmon or other nonnative marine finfish aquaculture if the permits are for activities or operations related to marine aquaculture of single-sex Atlantic salmon or other single-sex nonnative finfish; and

(2) Permit the transport of Atlantic salmon or other nonnative finfish if the transport is for single-sex Atlantic salmon or other nonnative finfish.

Prohibits the department of ecology from permitting activities or operations for the marine aquaculture of Atlantic salmon or other nonnative finfish unless the permits are for the marine aquaculture of single-sex Atlantic salmon or other single-sex nonnative finfish.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to Agriculture & Natural Resources (Not Officially read

- and referred until adoption of Introduction report).
- Jan 31 Scheduled for public hearing in the House Committee on Agriculture & Natural Resources at 8:00 AM. (Subject to change)
- Feb 1 Scheduled for executive session in the House Committee on Agriculture & Natural Resources at 1:30 PM. (Subject to change)
- HB 2957** by Representatives Lytton, Peterson, Robinson, Wilcox, Taylor, Stambaugh, Sawyer, Chapman, Pollet, and Stanford
- Reducing escape of nonnative finfish from marine finfish aquaculture facilities.
- Prohibits the department of natural resources from entering into a new lease, or renewing or extending the lease, or other use authorization where the use includes marine finfish aquaculture of Atlantic salmon.
- Authorizes the department of fish and wildlife and the department of ecology to only authorize or permit marine finfish aquaculture of Atlantic salmon where it is an authorized use under a lease of state-owned aquatic lands.
- Requires the department of ecology, the department of natural resources, and the department of fish and wildlife to: (1) Continue the existing effort to update guidance and informational resources to industry and governments for planning and permitting commercial marine net pen aquaculture; and
- (2) Design the guidance to eliminate commercial marine net pen escapement and negative impacts to water quality and native fish, shellfish, and wildlife. Expires December 31, 2020.
- Requires a facility operator, for marine finfish aquaculture of Atlantic salmon authorized or permitted consistent with this act, to hire a marine engineering firm approved by the department of fish and wildlife to conduct inspections.
- Includes the following as a "dislocated worker," with regard to unemployment compensation claims: A person who has separated from employment as a result of this act.
- 2018 REGULAR SESSION --
- Jan 30 First reading, referred to Agriculture & Natural Resources (Not Officially read and referred until adoption of Introduction report).
- Jan 31 Scheduled for public hearing in the House Committee on Agriculture & Natural Resources at 8:00 AM. (Subject to change)
- Feb 1 Scheduled for executive session in the House Committee on Agriculture & Natural Resources at 1:30 PM. (Subject to change)
- HB 2958** by Representatives Young and Muri
- Concerning veteran diversion from involuntary commitment.
- Modifies the involuntary treatment act with regard to the emergency detention of a person with a mental disorder or a substance use disorder.
- Requires the appropriate facility to: (1) Inquire as to a person's veteran status or eligibility for veteran's benefits; (2) Report to the veterans health administration; (3) Take into consideration the person's emergency care needs, when he or she has been identified as a veteran or is eligible for veterans services and is being treated for a mental health or substance use disorder; and (4) Request a transfer to a veterans health administration facility for treatment.
- 2018 REGULAR SESSION --
- Jan 30 First reading, referred to Judiciary (Not Officially read and referred until adoption of Introduction report).
- HB 2959** by Representatives Chandler and Taylor
- Concerning surf pools.
- Requires the state board of health, in adopting rules regarding the operation or design of water recreation facilities containing a surf pool, to review and consider the most recent version of the United States centers for disease control and prevention model aquatic health code.
- Requires the department of health, for water recreation facilities containing a surf pool, to establish design and construction requirements in accordance with the most recent version of the United States centers for disease control and prevention model aquatic health code.
- 2018 REGULAR SESSION --
- Jan 30 First reading, referred to Health Care & Wellness (Not Officially read and referred until adoption of Introduction report).
- HB 2960** by Representative Klippert
- Authorizing local governments to enact ordinances requiring that all marijuana be cultivated indoors in a fully enclosed and secure structure.
- Authorizes a city, town, or county to enact an ordinance requiring that the cultivation of marijuana be conducted indoors within a fully enclosed and secure structure, when the cultivation is done by: (1) A marijuana producer licensed under the uniform controlled substances act, or by any other person or entity; or
- (2) A person, entity, qualifying medical marijuana patient, designated provider, or medical marijuana cooperative.
- 2018 REGULAR SESSION --
- Jan 30 First reading, referred to Commerce & Gaming (Not Officially read and referred until adoption of Introduction report).
- HB 2961** by Representatives Kraft and Hudgins
- Concerning election year restrictions on email updates from state legislators.
- Prohibits state legislators from providing by e-mail, to their constituents, regular or periodic updates on legislative matters during a legislative session.
- 2018 REGULAR SESSION --
- Jan 30 First reading, referred to State Government, Elections & Information Technology (Not Officially read and

- referred until adoption of Introduction report).
- Feb 2 Scheduled for public hearing, executive session in the House Committee on State Government, and Elections & Information Technology at 8:00 AM. (Subject to change)

**HB 2962** by Representative Hudgins

Revising statutory deadlines for redistricting plans.

Changes the deadlines in which a redistricting commission must submit a redistricting plan to the legislature.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to State Government, Elections & Information Technology (Not Officially read and referred until adoption of Introduction report).
- Feb 2 Scheduled for public hearing, executive session in the House Committee on State Government, and Elections & Information Technology at 8:00 AM. (Subject to change)

**HB 2963** by Representatives Cody and Macri

Concerning the consumer directed employer program.

Authorizes the department of social and health services to establish and implement an individual provider employment administrator program to provide personal care, respite care, and similar services to individuals with functional impairments under programs authorized through the medicaid state plan or medicaid waiver authorities and similar state-funded in-home care programs.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to Health Care & Wellness (Not Officially read and referred until adoption of Introduction report).
- Jan 31 Scheduled for executive session in the House Committee on Health Care & Wellness at 1:30 PM. (Subject to change)
- Feb 2 Scheduled for executive session in the House Committee on Health Care & Wellness at 8:00 AM. (Subject to change)

**HB 2964** by Representatives Pollet, Senn, Ortiz-Self, Valdez, Bergquist, Haler, Wylie, Santos, Slatter, Stanford, Ryu, Frame, and Orwall

Concerning special education funding.

Declares an intent to: (1) Provide additional state funding and improve access to educational opportunities for students enrolled in special education programs;

(2) Require the superintendent of public instruction to modify the multipliers in the excess cost allocations to school districts, lower the threshold to qualify for safety net funding, and determine an appropriate threshold for institutions providing special education; and

(3) Review the special education multiplier and adjust as necessary to provide adequate funding for special education.

Requires the state safety net oversight committee to consider the extraordinary high cost needs of one or more individual special education students served in residential schools or certain programs to the extent they are providing a program of education for students enrolled in special education.

Changes the composition of the state safety net oversight committee.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to Appropriations (Not Officially read and referred until adoption of Introduction report).

**HB 2965** by Representatives Appleton and Peterson

Concerning dedicated funding for animal shelter capital projects.

Requires the department of commerce to establish a competitive process to solicit proposals for and prioritize projects whose primary objective is to assist animal shelters in acquiring, constructing, or rehabilitating facilities.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to Capital Budget (Not Officially read and referred until adoption of Introduction report).

**HB 2966** by Representatives Irwin, Barkis, Graves, Young, Wilcox, Stambaugh, Walsh, Maycumber, Kraft, Muri, Griffey, Manweller, Johnson, and McDonald

Establishing a special allegation and sentencing enhancement for wearing body armor during the commission of any violent offense.

Adds an additional twelve months to the standard sentence range for a conviction of a violent offense that included a finding by special allegation of wearing body armor.

Requires the enhancements to be mandatory, be served in total confinement, and run consecutively to other sentencing provisions.

Prohibits an offender who has been convicted of a felony that involved an applicable body armor enhancement from receiving good time credits or earned release time for the portion of his or her sentence that results from those enhancements.

-- 2018 REGULAR SESSION --

- Jan 30 First reading, referred to Public Safety (Not Officially read and referred until adoption of Introduction report).

**HB 2967** by Representatives Lytton, Dolan, Wylie, Frame, Valdez, Pollet, Doglio, Santos, and Macri

Assisting Washington families by improving the fairness of the state's tax system by enacting a capital gains tax and providing property tax relief.

Declares an intent to ask the state's citizens to reduce the state property tax levy and replace it with the capital gains excise tax.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to Finance (Not Officially read and referred until adoption of Introduction report).

**HB 2968** by Representatives Irwin, Johnson, McDonald, and Muri

Creating a sentencing enhancement for body armor.

Establishes the deputy Daniel McCartney act.

Doubles the amount of a firearms enhancement if an offender is being sentenced for any firearm enhancement, and the offender or accomplice was in possession of body armor at the time of the offense.

-- 2018 REGULAR SESSION --

Jan 30 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 5182-S2** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Fain, Frockt, Miloscia, Lias, Walsh, Cleveland, Bailey, Chase, Zeiger, Rolfes, Keiser, Darneille, Palumbo, Pedersen, and Conway)

Providing local governments with options to preserve affordable housing in their communities.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Authorizes a city governing authority to adopt a property tax exemption program, and a county governing authority to adopt a property tax exemption program for unincorporated areas of the county, to preserve affordable housing that meets health and quality standards for very low-income households at risk of displacement or that cannot afford market-rate housing.

Requires tenant identifying information and income data obtained by the governing authority and the assessor to be used only to administer the exemption.

-- 2017 REGULAR SESSION --

Jan 23 Public hearing in the Senate Committee on Human Services and Mental Health & Housing at 1:30 PM.

Feb 8 Executive action taken in the Senate Committee on Human Services and Mental Health & Housing at 1:30 PM.

Feb 21 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.

Feb 23 Executive action taken in the Senate Committee on Ways & Means at 1:30 PM.

-- 2018 REGULAR SESSION --

Jan 15 HSC - Majority; 2nd substitute bill be substituted, do pass.

And refer to Ways & Means.

Executive action taken in the Senate Committee on Human Services & Corrections at 1:30 PM.

Jan 17 Referred to Ways & Means.

Jan 29 Public hearing in the Senate Committee on Ways & Means at 3:30 PM.

Jan 31 Scheduled for executive session in the Senate Committee on Ways & Means at 3:30 PM. (Subject to change)

**SB 5465-S2** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Miloscia, Hasegawa, Rolfes, O'Ban, Darneille, Angel, and Frockt)

Creating an office of the corrections ombuds.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Creates the office of the corrections ombuds, which is funded by the office of the state auditor, to: (1) Work for improved conditions and programs; and

(2) Support fair treatment of inmates in the state.

Requires the governor to convene an ombuds advisory council with several purposes in support of the ombuds function.

Requires the state auditor to designate, by a competitive bidding process, the nonprofit organization that will contract to operate the office of the corrections ombuds.

-- 2017 REGULAR SESSION --

Feb 9 Public hearing in the Senate Committee on Law & Justice at 10:00 AM.

Feb 16 Executive action taken in the Senate Committee on Law & Justice at 10:00 AM.

Feb 20 Public hearing in the Senate Committee on Ways & Means at 1:30 PM.

Feb 21 Executive action taken in the Senate Committee on Ways & Means at 1:30 PM.

Mar 21 Public hearing in the House Committee on Public Safety at 1:30 PM.

-- 2018 REGULAR SESSION --

Jan 15 HSC - Majority; 2nd substitute bill be substituted, do pass.

And refer to Ways & Means.

Executive action taken in the Senate Committee on Human Services & Corrections at 1:30 PM.

Jan 17 Referred to Ways & Means.

Jan 24 Executive session scheduled, but no action was taken in the Senate Committee on Ways & Means at 3:30 PM.

**SB 6579** by Senator Fortunato

Concerning birth centers.

Provides clarity for consumers who may be confused as a result of the growing number of options of venue for consumers to give birth.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to Health & Long Term Care.

**SB 6580** by Senator Rolfes

Concerning human immunodeficiency virus (HIV) testing.

Finds that: (1) Great advances have been made in medical technology and treatment of the human immunodeficiency virus (HIV);

(2) It is critical that people are tested for HIV; and

(3) All barriers to HIV testing must be removed.

Repeals the following statutes on HIV testing: (1) RCW 70.24.330 which requires consent but also lists exceptions; and

(2) RCW 70.24.335 which allows a patient to opt-out of HIV testing during a routine health screening.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to Health & Long Term Care.

(3) Coordinate with the minority commissions and human rights commission to address issues of mutual concern; and

(4) Work as a liaison between the public and private sector to eliminate barriers to women's economic equity.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to State Government, Tribal Relations & Elections.

**SB 6581** by Senator Honeyford

Concerning surf pools.

Requires the state board of health, in adopting rules regarding the operation or design of water recreation facilities containing a surf pool, to review and consider the most recent version of the United States centers for disease control and prevention model aquatic health code.

Requires the department of health, for water recreation facilities containing a surf pool, to establish design and construction requirements in accordance with the most recent version of the United States centers for disease control and prevention model aquatic health code.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to Health & Long Term Care.

**SB 6582** by Senators Chase, Saldaña, and Hasegawa

Concerning the criminal history of applicants to institutions of higher education.

Establishes the Washington fair chance to education act.

Prohibits an institution of higher education from using an initial admissions application that requests information about the criminal history of an applicant, however, the institution may use a third-party admissions application that contains information about the criminal history of the applicant if the institution posts a notice on its web site stating that it may not automatically or unreasonably deny an applicant's admission or restrict access to campus residency based on an applicant's criminal history.

-- 2018 REGULAR SESSION --

Jan 30 First reading, referred to Higher Education & Workforce Development.  
Public hearing in the Senate Committee on Higher Education & Workforce Development at 8:00 AM.

**SB 6583** by Senators Wellman, Ranker, Keiser, Hunt, Hasegawa, Dhingra, Darneille, and Conway

Establishing the Washington state women's commission.

Creates the Washington state women's commission in the office of the governor.

Requires the director of the commission to: (1) Monitor state legislation and advocate for legislation affecting women;

(2) Work with state agencies to assess programs and policies that affect women;