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**SECOND SUBSTITUTE SENATE BILL 5019**

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**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Takko and Rivers)

READ FIRST TIME 02/27/19.

1 AN ACT Relating to modifying the expiration date of certain state  
2 fire service mobilization laws; amending 2015 c 181 s 5 (uncodified);  
3 reenacting and amending RCW 43.43.960; providing an effective date;  
4 providing an expiration date; and declaring an emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 43.43.960 and 2015 c 181 s 2 are each reenacted and  
7 amended to read as follows:

8 Unless the context clearly requires otherwise, the definitions in  
9 this section apply throughout this subchapter.

10 (1) "All risk resources" means those resources regularly provided  
11 by fire departments, fire districts, and regional fire protection  
12 service authorities required to respond to natural or man-made  
13 incidents, including but not limited to:

- 14 (a) Wild land fires;
- 15 (b) Landslides;
- 16 (c) Earthquakes;
- 17 (d) Floods; and
- 18 (e) Contagious diseases.

19 (2) "Chief" means the chief of the Washington state patrol.

20 (3) "Fire chief" includes the chief officer of a statutorily  
21 authorized fire agency, or the fire chief's authorized

1 representative. Also included are the department of natural resources  
2 fire control chief, and the department of natural resources regional  
3 managers.

4 (4) "Jurisdiction" means state, county, city, fire district,  
5 regional fire protection service authority, or port district units,  
6 or other units covered by this chapter.

7 (5) "Mobilization" means that all risk resources regularly  
8 provided by fire departments, fire districts, and regional fire  
9 protection service authorities beyond those available through  
10 existing agreements will be requested and, when available, sent in  
11 response to an emergency or disaster situation that has exceeded the  
12 capabilities of available local resources. During a large scale  
13 emergency, mobilization includes the redistribution of regional or  
14 statewide risk resources to either direct emergency incident  
15 assignments or to assignment in communities where resources are  
16 needed. (~~Fire department~~) All risk resources may not be mobilized  
17 to assist law enforcement with police activities during a civil  
18 protest or demonstration, however, fire departments, fire districts,  
19 and regional fire protection service authorities are not restricted  
20 from providing medical care or aid and firefighting when mobilized  
21 for any purpose.

22 When mobilization is declared and authorized as provided in this  
23 chapter, all risk resources regularly provided by fire departments,  
24 fire districts, and regional fire protection service authorities  
25 including those of the host fire protection authorities, i.e.  
26 incident jurisdiction, shall be deemed as mobilized under this  
27 chapter, including those that responded earlier under existing mutual  
28 aid or other agreement. All nonhost fire protection authorities  
29 providing resources in response to a mobilization declaration shall  
30 be eligible for expense reimbursement as provided by this chapter  
31 from the time of the mobilization declaration.

32 This chapter shall not reduce or suspend the authority or  
33 responsibility of the department of natural resources under chapter  
34 76.04 RCW.

35 (6) "Mutual aid" means emergency interagency assistance provided  
36 without compensation under an agreement between jurisdictions under  
37 chapter 39.34 RCW.

38 (7) "State fire marshal" means the director of fire protection in  
39 the Washington state patrol.

1       **Sec. 2.**    2015 c 181 s 5 (uncodified) is amended to read as  
2 follows:

3       This act expires July 1, (~~2019~~) 2024.

4       NEW SECTION.   **Sec. 3.**   This act is necessary for the immediate  
5 preservation of the public peace, health, or safety, or support of  
6 the state government and its existing public institutions, and takes  
7 effect July 1, 2019.

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