

# of the State of Washington

# **DIGEST SUPPLEMENT**

To Legislative Digest and History of Bills **Supplement No. 9\*** 

#### FIFTY-NINTH LEGISLATURE

Friday, January 21, 2005

12th Day - 2005 Regular

SENATE			HOUSE		
SB 5311 SB 5312 SB 5313 SB 5314 SB 5315 SB 5316 SB 5317 SB 5318 SB 5319 SB 5320 SB 5321 SB 5322 SB 5322 SB 5323 SB 5324 SB 5325 SB 5325 SB 5326 SB 5327 SB 5328 SB 5327 SB 5328 SB 5329	SB 5330 SB 5331 SB 5332 SB 5333 SB 5334 SB 5335 SB 5336 SB 5337 SB 5338 SB 5339 SB 5340 SB 5341 SB 5342 SB 5343 SB 5342 SB 5345 SB 5345 SB 5345 SB 5345 SB 5345	HB 1283 HB 1284 HB 1285 HB 1286 HB 1287 HB 1288 HB 1289 HB 1290 HB 1291 HB 1292 HB 1293 HB 1293 HB 1295 HB 1296 HB 1297 HB 1298 HB 1299 HB 1300 HB 1301	HB 1302 HB 1303 HB 1304 HB 1305 HB 1306 HB 1307 HB 1309 HB 1310 HB 1311 HB 1312 HB 1312 HB 1313 HB 1314 HB 1315 HB 1316 HB 1316 HB 1316 HB 1317 HB 1318 HB 1319 HB 1319	HB 1321 HB 1322 HB 1323 HB 1324 HB 1325 HB 1325 HB 1326 HB 1327 HB 1328 HB 1330 HB 1331 HB 1331 HB 1331 HB 1333 HB 1334 HB 1335 HB 1335 HB 1335 HB 1335 HB 1336 HB 1337 HB 1338	HB 1340 HB 1341 HB 1342 HB 1343 HB 1344 HB 1345 HB 1346 HB 1347 HB 1349 HB 1350 HB 1351 HB 1352 HB 1353 HB 1355 HB 1355 HB 1355 HB 1355

# **LIST OF BILLS IN DIGEST SUPPLEMENTS**

#### **House Bills**

HB 1283 by Representatives Curtis, Moeller, Hinkle, Haler, Armstrong, Eickmeyer, Fromhold and Condotta

Revising arson law as it relates to manufacture of controlled substances.

Revises arson law as it relates to manufacture of controlled substances.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1284 by Representatives Moeller, Wallace, Curtis, Fromhold and McDermott

Authorizing a local surcharge on consumer fireworks. Authorizes a local surcharge on consumer fireworks.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

**HB 1285** by Representatives Moeller, Wallace and Fromhold

Authorizing interlocal agreements for annexation.

Provides authorization for cities that are required to plan under the growth management act to annex areas within their urban growth boundary.

Establishes a process to facilitate annexations between cities and counties.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

**HB 1286** by Representatives Cody, Simpson, Morrell and Kenney; by request of Office of Financial Management

Creating the medical flexible spending account.

Creates the medical flexible spending account.

Requires every employing agency to fully cooperate with the authority and carry out all actions necessary for the operation of benefit plans, education of employees, claims administration, and other activities that may be required by the authority for administration of chapter 41.05 RCW.

Requires employing agencies to report all data relating to employees eligible to participate in benefits or plans administered by the authority in a format designed and communicated by the authority.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1287 by Representatives Cody, Morrell, Schual-Berke and Moeller; by request of Office of Financial Management Authorizing the health care authority to receive a federal employer subsidy for continuing to provide a pharmacy benefit to retirees.

Provides that the authority may participate as an employer-sponsored program established in section 1860D-22 of the medicare prescription drug, improvement, and modernization act of 2003, P.L. 108-173 et seq., to receive federal employer subsidy funds for continuing to provide retired employee health coverage, including a pharmacy benefit.

Directs the administrator, in consultation with the office of financial management, to evaluate participation in the employer incentive program, including but not limited to any necessary program changes to meet the eligibility requirements that employer-sponsored retiree health coverage provide prescription drug coverage at least equal to the actuarial value of standard prescription drug coverage under medicare part D. Any employer subsidy moneys received from participation in the federal employer incentive program shall be deposited in the health services account established in RCW 43.72.900.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1288 by Representatives Cody, Appleton, Green, Clibborn, Moeller, Kenney, Santos and

Chase

Requiring immunizations for public school students.

Requires the presentation of proof of immunization against varicella no later than the time of attendance of middle school or junior high school.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

**HB 1289** by Representatives Cody and Morrell

Exempting certain prepayments from the health care service premium and prepayment tax.

Amends RCW 48.14.0201 to exempt certain prepayments from the health care service premium and prepayment tax.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1290 by Representatives Cody, Bailey, Schual-Berke, Campbell, Morrell, Hinkle, Green, Appleton, Moeller, Haigh, Linville, Kenney, Wood and Santos

Modifying community mental health services provisions.

Revises community mental health services provisions.

Appropriates the sum of . . . . dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2006, from the general fund to the department of social and health services for the purposes of this act.

Appropriates the sum of . . . . dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2007, from the general fund to the department of social and health services for the purposes of this act.

Requires the department of social and health services to enter into an annual contract with regional support networks for the fiscal year ending June 30, 2006. The department shall issue a request for proposal to establish new regional support networks under RCW 71.24.035 to be effective July 1, 2006.

Expires June 30, 2007.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1291 by Representatives Cody, Bailey, Morrell, Hinkle, Green, Moeller, Kessler, Haigh, Linville, Kagi, Santos and Ormsby

Improving patient safety practices.

Declares that implementation of proven patient safety strategies can reduce medical errors, and thereby potentially reduce the need for disciplinary actions against licensed health care professionals and facilities, and the frequency and severity of medical malpractice claims.

Declares that health care providers, health care facilities, and health carriers can and should be supported in their efforts to improve patient safety and reduce medical errors by encouraging health care facilities and providers to communicate openly with patients regarding medical errors that have occurred and steps that can be taken to prevent errors from occurring in the future, encouraging health care facilities and providers to work cooperatively in their patient safety efforts, and increasing funding available to implement proven patient safety strategies.

Declares an intent to positively influence the safety and quality of care provided in Washington state's health care system.

Requires the secretary to increase the licensing fee established under RCW 43.70.110 by two dollars for the health care professionals designated in this act and by two dollars per licensed bed for the health care facilities designated in this act.

Requires proceeds of the patient safety fee to be deposited into the patient safety account in this act and dedicated to patient safety and medical error reduction efforts that have been proven to improve, or have a substantial likelihood of improving the quality of care provided by health care professionals and facilities.

Provides that one percent of any attorney contingency fee as contracted with a prevailing plaintiff in any action for damages based upon injuries resulting from health care shall be deducted from the contingency fee as a patient safety set aside.

Requires a patient safety set aside to be transmitted to the secretary of the department of health by the person or entity paying the claim, settlement, or verdict for deposit into the patient safety account established in this act.

Provides that patient safety fee and set aside proceeds shall be administered by the department, after seeking input from health care providers engaged in direct patient care activities, health care facilities, health care provider organizations, and other interested parties.

Provides that, by December 1, 2008, the department shall report the following information to the governor and the health policy and fiscal committees of the legislature: (1) The amount of patient safety fees and set asides deposited to date in the patient safety account;

(2) The criteria for distribution of grants, loans, or other appropriate arrangements under this act; and

(3) A description of the medical error reduction and patient safety grants and loans distributed to date, including the stated performance measures, activities, timelines, and detailed information regarding outcomes for each project.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

#### **HB 1292** by Representatives Haigh and Nixon

Providing compensation after all bids for a public works contract are rejected.

Recognizes that fair and open competition is a basic tenet of public works procurement, that such competition reduces the appearance of and opportunity for favoritism and inspires public confidence that contracts are awarded equitably and economically. Preservation of the integrity of the competitive bid system for both the bidder and the public owner dictates that the contract should be awarded to the lowest responsible bidder who prepares and submits the lowest responsive bid, unless good cause is shown.

Provides that, after bids for a public work have been opened by the state, a municipality, or an institution of higher education as defined in RCW 28B.10.016, award must be made to the responsible bidder who submitted the lowest responsive bid unless it is determined in writing by the state, municipality, or institution of higher education that there is good cause to reject all bids and cancel the invitation.

Provides that any decision to reject all bids and cancel the invitation shall result in the payment of ten thousand dollars or five percent of the project cost estimate, whichever amount is less, to the contractor that otherwise would have been awarded the contract as the responsible bidder who submitted the lowest responsive bid.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to State Government Operations & Accountability.

HB 1293 by Representatives Morris, McCoy and Dunn

Modifying the excise taxation of new gas turbine electrical generation facilities.

Revises the excise taxation of new gas turbine electrical generation facilities.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Technology, Energy & Communications.

hb 1294 by Representatives Williams, Lovick, Priest, Flannigan and Serben

Revising standards for antiharassment protection order hearings.

Amends RCW 10.14.070 to revise standards for antiharassment protection order hearings.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1295 by Representatives Lovick, Priest, Williams, Wood and Chase

Decriminalizing "fine only" criminal statutes.

Decriminalizes "fine only" criminal statutes.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1296 by Representatives Lovick, Flannigan, Williams, Priest and Serben

Granting the municipal courts jurisdiction for antiharassment protection orders.

Provides that municipal courts may exercise jurisdiction and cognizance of any civil actions and proceedings brought under chapter 10.14 RCW by adoption of local court rule, except the municipal court shall transfer such actions and proceedings to the superior court when it is shown that the respondent to the petition is under eighteen years of age.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

**HB 1297** by Representatives Williams, Priest, Flannigan and Serben

Changing the membership of the commission on judicial conduct.

Revises the membership of the commission on judicial conduct.

Provides that this act takes effect January 1, 2006, if the proposed amendment to Article IV, section 31 of the state Constitution (House Joint Resolution No..., changing the membership of the commission on judicial conduct) is validly submitted to and is approved and ratified by the voters at the next general election. If the proposed amendment is not approved and ratified, this act is void in its entirety.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

**HB 1298** by Representatives O'Brien, Roach, Ericks and Eickmeyer

Regulating disclosure of addresses of vehicle owners.

Provides that, where both a mailing address and residence address are recorded on the vehicle record and are different, only the mailing address will be disclosed. Both addresses will be disclosed in response to requests for disclosure from law enforcement agencies or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business. The residence address may also be disclosed for use in court proceedings or preparation for court proceedings.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

**HB 1299** by Representatives McIntire, Simpson, Morrell, McCoy, Roberts, Moeller, Wood

and Chase

Repealing outdated and unused tax preferences.

Finds that a number of tax exemptions, deductions, credits, and other preferences have outlived their usefulness. State records show no taxpayers have claimed relief under these tax preferences in recent years. The intent of this act

is to update and simplify the tax statutes by repealing these outdated tax preferences.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Finance.

**HB 1300** by Representatives Morrell, Hinkle, Cody, Skinner, Bailey, Clibborn and Moeller

Modifying the uniform health care information act.

Makes certain provisions in the uniform health care information act consistent with the health insurance portability and accountability act privacy regulation, by addressing the period of validity of an authorization, accounting for disclosures, reporting of criminal activities, sharing quality improvement information, and modifying provisions on payment for health care, health care operations, and related definitions.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1301 by Representatives Hunt, Alexander, Ormsby, Jarrett, Dunshee, Williams and

Moeller

Creating the legislative buildings committee.

Declares that the state capitol committee has sole responsibility for allocating internal space and establishing policy regarding the preservation of the historic character of the interior and furnishings for the Legislative building, the Cherberg building, the O'Brien building, the Newhouse building, and the Pritchard building.

Requires the actions of the capitol furnishings committee to be consistent with the policies established by the state capitol committee.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Capital Budget.

HB 1302 by Representatives Kagi, Jarrett and B. Sullivan

Modifying burn ban triggers.

Amends RCW 70.94.473 to modify burn ban triggers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ecology & Parks.

**HB 1303** by Representatives Appleton, Woods and B. Sullivan

Concerning metropolitan park districts.

Revises provisions relating to metropolitan park districts.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

HB 1304 by Representatives Kessler, O'Brien, Lantz, Tom, Lovick, Pearson, Hunt, Moeller, Kirby, Kristiansen, Hunter, Condotta, Dunshee, Nixon, Springer, Jarrett, Simpson, Kilmer, Upthegrove, Williams, Linville, Kenney and Dickerson

Revising provisions relating to animal cruelty.

Declares that a person is guilty of animal cruelty in the first degree when, except as authorized by law, he or she, with criminal negligence, starves, dehydrates, or suffocates an animal and the animal suffers unnecessary or unjustifiable physical pain or death as a result.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1305 by Representatives Haigh, McDonald, Eickmeyer, Holmquist, Wallace, P. Sullivan, Roach, Morrell and Sells

Authorizing background checks before an authorized emergency vehicle permit is issued.

Provides that the equipment and standards review unit shall require a record check of all applicants and drivers for an authorized emergency vehicle permit through the Washington state patrol criminal identification section pursuant to RCW 10.97.050 and through the federal bureau of investigation before issuing an authorized emergency vehicle permit. The record check shall include a fingerprint check using a complete Washington state criminal identification fingerprint card.

Provides that, when necessary, applicants and drivers may be employed on a conditional basis pending completion of the investigation. Pursuant to RCW 43.43.742, the applicant, driver, or employer shall pay costs associated with the record check.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

**HB 1306** by Representatives Haigh, McDonald, Eickmeyer, Wallace, Holmquist, Roach, Simpson and Anderson

Authorizing background checks on gubernatorial appointees.

Authorizes background checks on gubernatorial appointees

Provides that, when requested by the governor or the director of the department of personnel, nonconviction criminal history fingerprint record checks shall be conducted through the Washington state patrol identification and criminal history section and the federal bureau of investigation on applicants for agency head positions appointed by the governor.

Declares that information received pursuant to this act shall be confidential and made available only to the governor or director of the department of personnel or their employees directly involved in the selection, hiring, or background investigation of the subject of the record check.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to State Government Operations & Accountability.

HB 1307 by Representatives Haigh, Eickmeyer, Wallace, P. Sullivan, Morrell, Sells, Miloscia, Takko, Ormsby, McCoy, Conway, McDermott and Chase

Defining veteran for certain purposes.

Pertains to a United States documented merchant mariner with service aboard an oceangoing vessel operated by the department of defense, or its agents, from June 25, 1950, through July 27, 1953, in Korean territorial waters and from August 5, 1964, through May 7, 1975, in Vietnam territorial waters.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to State Government Operations & Accountability.

HB 1308 by Representatives Conway, Hudgins, Condotta, Wood, Simpson, Moeller, Sells and Chase; by request of Department of Labor & Industries

Providing additional funding to the prevailing wage program of the department of labor and industries by discontinuing the transfer of moneys from the public works administration account to the general fund-state account.

Provides additional funding to the prevailing wage program of the department of labor and industries by discontinuing the transfer of moneys from the public works administration account to the general fund-state account.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1309 by Representatives Conway, Hudgins, McCoy, Wood and Chase; by request of Department of Labor & Industries

Limiting lien authority against a residential homeowner.

Limits lien authority against a residential homeowner.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1310 by Representatives Hudgins, Conway, McCoy, Condotta, Wood and Chase; by request of Department of Labor & Industries

Requiring mandatory electronic data reporting under Title 51 RCW for workers' compensation self-insurers.

Requires the department to establish an electronic reporting system for the submission of specified self-insurance claim data to more effectively monitor the performance of self-insurers and to obtain claims information in an efficient manner.

Provides that claim data reported electronically by individual self-insurers is confidential in accordance with RCW 51.16.070 and 51.28.070. The department may publish, for statistical purposes, aggregated claims data that contain no personal identifiers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1311 by Representatives McCoy, Conway, Hudgins, Wood, Simpson, Moeller, Chase and Ormsby; by request of Department of Labor & Industries

Authorizing penalties for wage payment violations.

Authorizes penalties for wage payment violations.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1312 by Representatives Wood, Condotta and Linville

Modifying the boilers and unfired pressure vessel law. Revises the boilers and unfired pressure vessel law. Repeals RCW 70.79.360.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1313 by Representatives O'Brien, Pearson and Darneille; by request of Parks and Recreation Commission

Requiring the parks and recreation commission to have a record check performed on certain job applicants.

Authorizes the adoption of rules that may require a criminal history record information search and fingerprinting for the following: Job applicants, volunteers, and independent contractors who have unsupervised access to children or vulnerable adults, or who will be responsible for collecting or disbursing cash or processing credit/debit card transactions. These background checks will be done through the Washington state patrol criminal identification system and may include the federal bureau of investigation. A permanent employee of the commission, employed as of the effective date of this act, is exempt from the provisions of this act.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ecology & Parks.

HB 1314 by Representatives Dickerson, Darneille, Upthegrove, Lovick, Lantz, Simpson, Morrell, Williams, Conway, Roberts, Moeller, Kenney, Wood, Kagi, McDermott, Santos, Chase and Ormsby

Creating the domestic violence prevention account.

Provides that the party filing the first or initial petition for dissolution, legal separation, or declaration concerning the validity of marriage shall pay, at the time and in addition to the filing fee required under RCW 36.18.020, a fee of ten dollars. The clerk of the superior court shall transmit monthly the fees collected under this provision to the state treasury for deposit in the domestic violence prevention account.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Juvenile Justice & Family Law.

by Representatives Tom, Clibborn, Jarrett, Hunter, Priest, Lantz, Conway, Rodne, Orcutt and Linville

Authorizing the disclosure of information related to real estate excise taxes.

Authorizes the disclosure of information related to real estate excise taxes.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Finance.

HB 1316 by Representatives Schual-Berke, Simpson, Kessler, Morrell, Kilmer, Upthegrove, Clibborn, Hasegawa, Conway, Roberts, Takko, Moeller, Kagi, Dickerson, Campbell and Ormsby

Allowing the importation of certain prescription drugs from Canadian wholesalers.

Requires that, by September 1, 2005, the board shall, in consultation with the department and the health care authority, submit a waiver request to the federal food and drug administration that will authorize the state of Washington to license Canadian prescription drug wholesalers under RCW 18.64.046, thereby providing retail pharmacies licensed in Washington state the opportunity to purchase prescription drugs from approved Canadian wholesalers and pass those savings on to consumers.

Provides that, by December 1, 2005, the board, in consultation with the department and the health care authority, shall submit a detailed implementation plan to the governor and appropriate committees of the legislature that details the mechanisms that the board will use to implement each component of the waiver under this act.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1317 by Representatives Conway, Fromhold and Crouse; by request of Select Committee on Pension Policy

Changing member contribution rates in the Washington state patrol retirement system.

Provides that in no event shall the member contribution rate be less than two percent.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1318 by Representatives Crouse, Conway, Simpson, Upthegrove and Linville; by request of Select Committee on Pension Policy

Allowing certain members of the teachers', school employees', and public employees' retirement systems to return to work without restrictions or begin receiving their retirement allowance before separation from state elective office

Authorizes certain members of the teachers', school employees', and public employees' retirement systems to return to work without restrictions or begin receiving their retirement allowance before separation from state elective office.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1319 by Representatives Conway, Fromhold, Crouse, Simpson, Upthegrove and Campbell; by request of Select Committee on Pension Policy

Survivor benefits for ex spouses in the law enforcement officers' and fire fighters' retirement system, plan 1.

Revises survivor benefits for ex spouses in the law enforcement officers' and fire fighters' retirement system, plan 1.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1320 by Representatives Alexander, Conway, Crouse, Simpson, Upthegrove and Chase; by request of Select Committee on Pension Policy

Vesting after five years of service in the defined benefit portion of the public employees' retirement system, the school employees' retirement system, and the teachers' retirement system plan 3.

Provides for vesting after five years of service in the defined benefit portion of the public employees' retirement system, the school employees' retirement system, and the teachers' retirement system plan 3.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1321 by Representatives Fromhold, Conway, Crouse, Simpson, Morrell, Upthegrove, Linville, Kenney and McDermott; by request of Select Committee on Pension Policy

Allowing members of the teachers' retirement system plan 1 who are employed less than full time as psychologists, social workers, nurses, physical therapists, occupational therapists, or speech language pathologists or audiologists to annualize their salaries when calculating their average final compensation.

Authorizes members of the teachers' retirement system plan 1 who are employed less than full time as psychologists, social workers, nurses, physical therapists, occupational therapists, or speech language pathologists or audiologists to annualize their salaries when calculating their average final compensation.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1322 by Representatives Fromhold, Conway, Crouse, Simpson, Linville and Chase; by request of Select Committee on Pension Policy

Purchasing service credit in plan 2 and plan 3 of the teachers' retirement system for public education experience performed as a teacher in a public school in another state or with the federal government.

Provides for purchasing service credit in plan 2 and plan 3 of the teachers' retirement system for public education experience performed as a teacher in a public school in another state or with the federal government.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1323 by Representatives Conway, Fromhold, Crouse, Simpson, Linville and Chase; by request of Select Committee on Pension Policy Changing the membership of the executive committee of the select committee on pension policy.

Revises the membership of the executive committee of the select committee on pension policy.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1324 by Representatives Fromhold, Conway, Crouse, Simpson and Linville; by request of Select Committee on Pension Policy

Replacing gain-sharing provisions with certain changes in benefits and setting contribution rates for the public employees', teachers', school employees', and public safety employees' retirement systems.

Replaces gain-sharing provisions with certain changes in benefits and setting contribution rates for the public employees', teachers', school employees', and public safety employees' retirement systems.

Repeals RCW 41.31.010, 41.31.020, and 41.31.030.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

by Representatives Conway, Fromhold, Crouse, Simpson, Morrell, Moeller, Sells, Chase and Campbell; by request of Select Committee on Pension Policy and LEOFF Plan 2 Retirement Board

Authorizing interruptive military service credit.

Revises provisions relating to interruptive military service credit within the public employees' retirement system, the school employees' retirement system, the teachers' retirement system, the law enforcement officers' and fire fighters' retirement system plan 2, the Washington state patrol retirement system, and the public safety employees' retirement system.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1326 by Representatives Conway, Crouse, Simpson and Chase; by request of Select Committee on Pension Policy

Restricting the public employment of retirees from the teachers' retirement system and the public employees' retirement system.

Restricts the public employment of retirees from the teachers' retirement system and the public employees' retirement system.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

https://dx.doi.org/10.1016/j.com/

Permitting members of the teachers' retirement system plan 2 and plan 3 who qualify for early retirement or alternate early retirement to make a one-time purchase of additional service credit.

Authorizes members of the teachers' retirement system plan 2 and plan 3 who qualify for early retirement or

alternate early retirement to make a one-time purchase of additional service credit.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1328 by Representatives Conway, Crouse, Simpson and Chase; by request of Select Committee on Pension Policy

Establishing the composition and jurisdiction of city and county disability boards.

Establishes the composition and jurisdiction of city and county disability boards.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1329 by Representatives Conway, Crouse, Simpson and Chase; by request of Select Committee on Pension Policy

Choosing a reduced retirement allowance under the law enforcement officers' and fire fighters' retirement system, plan 1.

Provides for choosing a reduced retirement allowance under the law enforcement officers' and fire fighters' retirement system, plan 1.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1330 by Representatives Conway, Fromhold,
Crouse and Chase; by request of Select
Committee on Pension Policy

Making technical corrections in the general retirement provisions estoppel section, teachers' retirement system, public safety employees' retirement system, the school employees' retirement system, the public employees' retirement system, and the actuarial funding chapter.

Makes technical corrections in the general retirement provisions estoppel section, teachers' retirement system, public safety employees' retirement system, the school employees' retirement system, the public employees' retirement system, and the actuarial funding chapter.

Repeals RCW 41.35.050, 41.37.040, 41.40.032, and 41.50.067.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1331 by Representatives Conway, Alexander, Wood, DeBolt, Simpson, Strow, Chase and Ormsby

Requiring electrical contractors to be licensed before advertising.

Requires electrical contractors to be licensed before advertising.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

HB 1332 by Representatives O'Brien, Holmquist, Ericks, Talcott, Clements, Fromhold, Conway, Grant, Chase, Simpson and Dunn

Increasing the monthly business excise tax credit.

Amends RCW 82.04.4451 to increase the monthly business excise tax credit.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Finance.

https://dx.doi.org/10.1016/j.ps.com/https://dx.doi.org/10.1016/j.p

Including municipal indecent exposure and lewd conduct convictions in the state indecent exposure felony determination.

Amends RCW 9A.88.010 to include municipal indecent exposure and lewd conduct convictions in the state indecent exposure felony determination.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

**HB 1334** by Representatives O'Brien, Pearson, Ericks, Holmquist and Simpson

Changing provisions relating to registered sex and kidnapping offenders.

Revises provisions relating to registered sex and kidnapping offenders.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1335 by Representatives Dunshee, Nixon, O'Brien, Jarrett, Simpson, Moeller, Fromhold, Ormsby, Chase, Appleton, Morrell, Clibborn, Kagi, Kessler, Green, Morris, Hasegawa, Dunn, Schual-Berke, Kenney, Wood, Dickerson and McDermott

Providing home rule charter cities the ability to choose their election system.

Provides home rule charter cities the ability to choose their election system.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

HB 1336 by Representatives Flannigan, Morrell, O'Brien, Campbell, Kirby, Hudgins, Darneille, Lantz, Hunt, Appleton, Moeller, Kenney, Kagi, Dickerson, McDermott, Santos, Chase and Ormsby

Requiring plans that provide coverage for prostheses to provide coverage for hearing aids.

Finds that the inability to purchase hearing aids adversely affects hearing-impaired people of all ages and impacts the employment and educational opportunities of hearing-impaired children and adults in Washington state by limiting communication options. To provide these individuals with equal opportunity and protect the well-

being of the population, there is an intent to establish insurance coverage provisions for hearing aids.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

**HB 1337** by Representatives O'Brien, Pearson and Darneille

Regulating storage of sex offender records.

Provides that any sealed record transferred to the Washington association of sheriffs and police chiefs for permanent electronic retention and retrieval, including records sealed after transfer, shall be electronically retained in such a way that the record is clearly marked as sealed.

Authorizes the Washington association of sheriffs and police chiefs to destroy both the paper copy and electronic record of any offender verified as deceased.

Provides that electronic records marked as sealed shall only be accessible by criminal justice agencies as defined in RCW 10.97.030 who would otherwise have access to a sealed paper copy of the document and the system administrator for the purposes of system administration and maintenance.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1338 by Representatives O'Brien, Pearson, Darneille, Simpson and Ormsby

Adding kidnapping to the statewide registered sex offender web site.

Provides that, for kidnapping offenders, the web site shall contain, but is not limited to, the same information and functionality as described in RCW 4.24.550(5)(a)(i), provided that it is permissible under state and federal law. If it is not permissible, the web site shall be limited to the information and functionality that is permissible under state and federal law.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

by Representatives Hudgins, Ericksen, B. Sullivan and Morrell; by request of Parks and Recreation Commission

Authorizing state parks and recreation commission license plates.

Authorizes state parks and recreation commission license plates.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

HB 1340 by Representatives O'Brien, Darneille and Kagi; by request of Criminal Justice Training Commission

Authorizing the certification of corrections officers.

Authorizes the certification of corrections officers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1341 by Representatives Simpson, P. Sullivan, Nixon, Buck, Springer, Hankins, Haler, Quall, B. Sullivan, Kessler, Morris, Roberts and Chase

Authorizing additional investment authority for specified hospital districts.

Provides that, in addition to any other investment authority granted by law, public hospital districts with annual revenues exceeding one hundred million dollars, and which less than five percent is derived from tax revenues, are authorized to invest their funds and money in their custody or possession, eligible for investment, in appropriate investment vehicles, as reasonably and prudently determined by the finance or investment committees of such districts.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

HB 1342 by Representatives Wood and Ormsby; by request of Transportation Improvement

**Board** 

Modifying the alignment of state route number 290. Revises the alignment of state route number 290.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

HB 1343 by Representatives P. Sullivan, Walsh, Simpson, Green, Buri, Kessler, Haler, Morrell, McCoy, Williams, Linville, Hasegawa, Roberts, Sells, McDermott, Chase and Ormsby

Providing a life insurance policy for national guard members called to active duty.

Provides that every member of the national guard called into active duty shall be issued a life insurance policy with a benefit of two hundred fifty thousand dollars. The premium for the policy shall be paid out of the general fund of Washington for the period of time that the member of the national guard is on active duty.

Declares that, under this act, "active duty" means active state service, active training duty, and federal service.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to State Government Operations & Accountability.

**HB 1344** by Representatives P. Sullivan, Simpson and Dunn

Requiring information on fugitives to be posted on the internet.

Finds that some offenders, often known as escapees or fugitives, willfully discontinue to make themselves available to the department of corrections for supervision by making their whereabouts unknown or by failing to maintain contact with the department as required by their community custody officers.

Requires the department of corrections to, within available resources, establish a public list, on the

department's available web site, of all persons deemed escapees or fugitives from the department. The department shall focus the web site on those escapees and fugitives considered high risk offenders. The department shall submit a report to the legislature by December 31, 2005, on the progress of the web site.

Provides that the act shall be null and void if appropriations are not approved.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1345 by Representatives Hasegawa, Kenney, Takko, Sells, Jarrett, Roberts, Ericks, Haler, Williams, Moeller, Appleton, Morrell, McCoy, Dunn, Kagi, McDermott, Santos and Chase

Allowing state financial aid for part-time students.

Finds that due in part to the high cost of attending college, a significant number of students attend higher education part time.

Finds that more than one-quarter of students cannot qualify for financial aid due solely to their part-time status.

Declares an intent to expand eligibility for the state need grant to include some students who are enrolled on less than a half-time basis.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Higher Education.

HB 1346 by Representatives Buck, B. Sullivan, Kretz, DeBolt, Blake, Eickmeyer and Takko

Improving the efficiency and predictability of the hydraulic project approval program.

Finds that the state has acted to plan for the protection and preservation of fish life by establishing policies that affect the protection of marine and freshwater habitat in the growth management act, the shorelines management act, the forest and fish plan, and the habitat conservation plan.

Finds that the state requires the examination of the environmental impacts of construction projects and work in Washington to minimize and mitigate the impact of those projects through the state environmental policy act.

Finds that while these various acts regulate the planning and design of upland projects, it is necessary to call on the expertise of the department of fish and wildlife to implement rules governing construction or work activities that occur below the ordinary high water line or other work specifically designated by the legislature in such a manner so as to protect fish life.

Recognizes that all such construction and work is to be permitted in a timely and efficient fashion with an aim toward preserving existing public and private property, preventing damage to the environment, protecting fish life, and permitting the efficient construction of new facilities.

Repeals RCW 77.55.100, 77.55.110, 77.55.190, and 77.55.370.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ecology & Parks.

HB 1347 by Representatives Lantz, Williams and Newhouse

Changing provisions relating to dishonored checks.

Amends RCW 62A.3-515, 62A.3-520, 62A.3-522, and 62A.3-525 relating to dishonored checks.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1348 by Representatives Williams, Newhouse and Lantz

Providing a uniform method of transferring a municipal court judgment into district court.

Provides a uniform method of transferring a municipal

court judgment into district court.

Provides that, in the case of proceedings to civilly enforce a money judgment entered in a municipal court or municipal department of a district court organized under the laws of this state, the court shall have jurisdiction over the proceedings from the time of filing an abstract or transcript of judgment; upon which filing the municipal judgment shall be recognized as a judgment of the court, provided that the court shall not have authority to vacate or amend the underlying municipal judgment.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

Requiring collective bargaining regarding hours of work for individual providers.

Requires collective bargaining regarding hours of work for individual providers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Labor.

**HB 1350** by Representatives Nixon, Miloscia and Anderson

Regarding disclosure of public records.

Declares an intent to restore the law relating to the release of public records largely to that which existed before the Washington supreme court decision in *Hangartner v. City of Seattle*, 151 Wn.2d 439, 90 P.3d 26 (2004).

Declares that the intent of this act is to make clear that:
(1) Agencies possessing records must take every available step to assist and facilitate the identification and disclosure of requested records to the public and may not simply ignore or reject requests for disclosure on the basis they are "overly broad," and

(2) Agencies having public records and seeking to exempt disclosure on the basis of the attorney-client privilege may rely only on the exemption in RCW 42.17.310(1)(j) and not the testimonial privilege in RCW 5.60.060(2).

Declares an intent to clarify certain public records provisions to assist agencies in discharging their duty to maintain open governance and to assist citizens in exercising their right to request and examine the recorded workings of their government.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to State Government Operations & Accountability.

HB 1351 by Representatives Kilmer, Haler, Wallace, Clibborn, Skinner, Springer, Hinkle, Ericks, Morrell, Miloscia, Holmquist, Haigh, Blake, Sells, Buri, Lantz, McCoy, Pettigrew, Appleton, Linville, P. Sullivan, Strow, Kessler, Simpson, Williams, Conway and Chase

Authorizing a job creation business and occupation tax credit

Provides that, in computing the tax imposed under chapter 82.04 RCW, an eligible person is allowed a credit against the tax due. The credit is equal to five hundred dollars per year for each qualified employment position created after the effective date of this act and maintained for a period of three consecutive years.

Declares that credit may not be taken for hiring of persons into positions that exist on the effective date of this act. Credit is authorized for new employees hired for new positions created on or after the effective date of this act.

Provides that the department shall use the information from this act to study the tax credit program authorized under this act. The department shall report to the appropriate committees of the legislature on the effectiveness of this tax credit in job creation, net jobs created for Washington residents, and company growth by December 1, 2011.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Economic Development, Agriculture & Trade.

HB 1352 by Representatives Kessler, DeBolt, Lantz, B. Sullivan, Armstrong, Newhouse, Hinkle, Ormsby, Schindler, Kretz, Wood, Blake, Flannigan, Buck, McCoy, Williams and McDermott

Establishing the historic county courthouse grant program.

Establishes the historic county courthouse grant program.

Appropriates the sum of twenty million dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2007, from the state building construction account to the historic county courthouse account for the purposes of this act.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Capital Budget.

by Representatives Kenney, Morrell, Cody, Clibborn, Campbell, Williams, Conway and

Santos

Providing for a central resource center for the nursing work force.

Declares that Washington state is experiencing a critical shortage of registered nurses. To safeguard and promote patient safety and quality of care, the legislature finds that a central resource center for the nursing work force is critical and essential in addressing the nursing shortage and ensuring that the public continue to receive safe, quality care.

Provides that, in addition to the licensing fee for registered nurses and licensed practical nurses licensed under chapter 18.79 RCW, the department shall impose an additional surcharge of five dollars per year on all initial licenses and renewal licenses for registered nurses and licensed practical nurses issued under this chapter. Advanced registered nurse practitioners are only required to pay the surcharge on their registered nurse licenses.

Directs the department, in consultation with the commission, to use the proceeds from the surcharge imposed under this act to provide grants to a central nursing resource center

Requires the central nursing resource center to submit a report of all progress, collaboration with other organizations and government entities, and activities conducted by the center to the relevant committees of the legislature by November 30, 2008.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

#### **HB 1354** by Representatives Pearson and Kristiansen

Authorizing a pilot program for flood control.

Finds that: (1) The prevention of flood damage to public and private property is a matter of public concern;

- (2) Projects that prevent and minimize flood damage may be planned and approved in advance of the time that a flood occurs. However, there are also emergencies requiring immediate project approval; and
- (3) Many projects designed to protect public and private property from flood damage are not approved due to conflicts with existing permitting and regulatory requirements.

Declares that a pilot program must be developed for projects in select water resource inventory areas to demonstrate and evaluate methods for authorizing flood control projects that protect public and private property, protect or enhance habitat, and protect fish life.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ecology & Parks.

#### **HB 1355** by Representatives Conway and Kirby

Changing the authority of a metropolitan park district to dispose of surplus property.

Revises the authority of a metropolitan park district to dispose of surplus property.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

**HB 1356** by Representatives Pettigrew, Holmquist and Ormsby

Expanding local government insurance options. Expands local government insurance options.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Housing.

#### **House Joint Resolutions**

**HJR 4201** by Representatives Williams, Lovick, Priest, Flannigan and Serben

Changing the membership of the commission on judicial conduct.

Proposes an amendment to the state Constitution to revise the membership of the commission on judicial conduct.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HJR 4202 by Representatives Simpson, P. Sullivan, Nixon, Buck, Springer, Hankins, Haler, Quall, B. Sullivan, Kessler, Morris, Roberts and Chase

Authorizing investment of hospital district funds.

Proposes an amendment to the state Constitution to authorize investment of hospital district funds.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

#### **Senate Bills**

SB 5311 by Senators Rasmussen, Jacobsen, McAuliffe, Mulliken, Stevens, Roach, Shin, Kohl-Welles and Spanel

Creating an autism task force.

Creates the caring for Washington children with autism task force to study and make recommendations to the legislature regarding the growing incidence of autism and ways to improve the delivery and coordination of autism services in the state.

Requires the task force to complete its review and submit its recommendations to the appropriate policy and fiscal committees of the legislature and the governor by December 1, 2006.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

SB 5312 by Senators Swecker, Mulliken, Hewitt, Schmidt, Stevens, Benson, Schoesler, Honeyford, Zarelli, Oke, Roach, Carrell and Benton

Authorizing the application of county referendum powers to growth management measures.

Provides that within thirty days after a growth management hearings board order remanding or finding a growth management measure, or any portion thereof, enacted by a county legislative authority to be invalid or out of compliance, the legislative authority of that county may, by ordinance, refer that growth management measure to the voters of that county for their affirmation or rejection at a general or special election. The county legislative authority

shall by ordinance establish referendum forms and procedures not specifically provided for in this act.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5313 by Senators Stevens, Swecker, Johnson, Carrell, Esser, Zarelli, Benson, Mulliken

and Benton

Verifying legal United States presence.

Provides for verification that applicants for driver's licenses, permits, and identicards are lawfully within the United States.

Authorizes the department to adopt rules to establish procedures for: (1) Verifying that a driver's license, permit, or identicard applicant's presence in the United States is authorized under federal law, including appropriate documentation of that status;

- (2) Issuance of temporary licenses or permits pending verification of status; and
- (3) Appeals hearings from denials and cancellation of licenses, permits, or identicards based on the requirement that a licensee, permit holder, or identicard holder be lawfully within the United States.

Takes effect August 1, 2005.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

SB 5314 by Senators Stevens, Esser, Honeyford, Johnson, Roach, Carrell, Swecker, Schmidt, Schoesler, Mulliken and Benton

Prohibiting terrorist acts against animal and natural resource facilities.

Prohibits terrorist acts against animal and natural resource facilities.

Provides that a person convicted of an act that violates section 2 of this act and that results in one thousand five hundred dollars or less in physical damage or destruction of property is guilty of a gross misdemeanor and shall be punished according to chapter 9A.20 RCW.

Provides that a person convicted of an act that violates section 2 of this act and that results in more than one thousand five hundred dollars in physical damage or destruction of property is guilty of a class C felony and shall be punished according to chapter 9A.20 RCW.

Provides that any person convicted of an act that violates section 2 of this act, and such act intentionally or negligently results in bodily harm to any individual, is guilty of a class B felony and shall be punished according to chapter 9A.20 RCW.

Creates the registry of animal and ecological terrorists. A person who is convicted of or pleads guilty to an act that violates this act shall be registered with the attorney general on a form prescribed by the attorney general. The registry shall contain the name, a current residence address, a recent photograph, and signature of the offender.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5315 by Senators Schoesler, Hewitt, Morton, Johnson, Swecker, Oke, Delvin, Carrell,

Stevens, Honeyford, Roach, Sheldon, Mulliken, Parlette and Benton

Reforming certain election procedures.

Revises certain election procedures.

Provides that, if the county auditor receives an absentee or mail ballot in a return identification envelope on which the voter's signature is missing, illegible, or does not match the registration file, only the county auditor or other election officer may contact the voter regarding the signature. The names of voters in these cases is not a matter of public record.

Repeals RCW 29A.24.210, 29A.24.211, and 29A.28.011.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5316 by Senators Jacobsen, Swecker, Haugen, Parlette, Kohl-Welles and Oke; by request of Parks and Recreation Commission

Authorizing state parks and recreation commission license plates.

Authorizes state parks and recreation commission license plates.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

SB 5317 by Senators Benton, Keiser, Benson, Prentice, Roach and Shin; by request of Insurance Commissioner

Providing confidentiality to certain insurance commissioner examinations.

Provides confidentiality to certain insurance commissioner examinations.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Financial Institutions, Housing & Consumer Protection.

SB 5318 by Senators Thibaudeau, Keiser, Kline, Franklin, Poulsen, McAuliffe and Kohl-Welles

Improving patient safety practices.

Declares that implementation of proven patient safety strategies can reduce medical errors, and thereby potentially reduce the need for disciplinary actions against licensed health care professionals and facilities, and the frequency and severity of medical malpractice claims.

Declares that health care providers, health care facilities, and health carriers can and should be supported in their efforts to improve patient safety and reduce medical errors by encouraging health care facilities and providers to communicate openly with patients regarding medical errors that have occurred and steps that can be taken to prevent errors from occurring in the future, encouraging health care facilities and providers to work cooperatively in their patient safety efforts, and increasing funding available to implement proven patient safety strategies.

Declares an intent to positively influence the safety and quality of care provided in Washington state's health care system.

Requires the secretary to increase the licensing fee established under RCW 43.70.110 by two dollars for the health care professionals designated in this act and by two dollars per licensed bed for the health care facilities designated in this act.

Requires proceeds of the patient safety fee to be deposited into the patient safety account in this act and dedicated to patient safety and medical error reduction efforts that have been proven to improve, or have a substantial likelihood of improving the quality of care provided by health care professionals and facilities.

Provides that one percent of any attorney contingency fee as contracted with a prevailing plaintiff in any action for damages based upon injuries resulting from health care shall be deducted from the contingency fee as a patient safety set aside.

Requires a patient safety set aside to be transmitted to the secretary of the department of health by the person or entity paying the claim, settlement, or verdict for deposit into the patient safety account established in this act.

Provides that patient safety fee and set aside proceeds shall be administered by the department, after seeking input from health care providers engaged in direct patient care activities, health care facilities, health care provider organizations, and other interested parties.

Provides that, by December 1, 2008, the department shall report the following information to the governor and the health policy and fiscal committees of the legislature: (1) The amount of patient safety fees and set asides deposited to date in the patient safety account;

(2) The criteria for distribution of grants, loans, or other appropriate arrangements under this act; and

(3) A description of the medical error reduction and patient safety grants and loans distributed to date, including the stated performance measures, activities, timelines, and detailed information regarding outcomes for each project.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

SB 5319 by Senators Oke, Doumit, Roach, Hargrove, Honeyford, Swecker, Schoesler, Rasmussen, Berkey, Delvin, Morton, Regala, Sheldon, Stevens, Johnson and Mulliken

Concerning animal trapping.

Finds that a professionally managed and regulated trapping program is not only vital to the health of Washington's wildlife populations, but is also consistent with the state's obligations to manage all natural resources in trust for the common good of all citizens.

Finds that it is in the interest of all of the citizens of Washington to ensure that all trapping is done in accordance with sound scientific wildlife management principles using humane methods as set forth in this act.

Declares an intent to implement a sound furbearer management program, administered using sound science by the department of fish and wildlife, that addresses an animal problem as defined in RCW 77.08.010.

Declares that it is the policy of the state of Washington to minimize the use of indiscriminate or painful traps and to use all traps humanely. When lethal trapping methods are used, such methods must be used in the most humane way that accomplishes the goal of reducing animal problems. All

trappers in the state should use all practicable means necessary to avoid the capture of a nontargeted animal.

Repeals RCW 77.15.192.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ocean & Recreation.

SB 5320 by Senators Hargrove and Brandland; by request of Criminal Justice Training Commission

Authorizing the certification of corrections officers.

Authorizes the certification of corrections officers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Human Services & Corrections.

SB 5321 by Senators Haugen, Swecker, Jacobsen and Esser

Regulating disclosure of addresses of vehicle owners.

Provides that, where both a mailing address and residence address are recorded on the vehicle record and are different, only the mailing address will be disclosed. Both addresses will be disclosed in response to requests for disclosure from law enforcement agencies or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business. The residence address may also be disclosed for use in court proceedings or preparation for court proceedings.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

#### SB 5322 by Senator Kline

Increasing district court jurisdiction.

Increases district court jurisdiction from fifty thousand to seventy-five thousand dollars.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5323 by Senators Kline, Esser, Hargrove, Carrell, Stevens, Regala, Fairley, Thibaudeau and Shin

Changing threshold property values for crimes against property.

Revises threshold property values for crimes against property.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5324 by Senators Pflug, Doumit, Parlette, Fraser, Kohl-Welles and Rasmussen; by request of Select Committee on Pension Policy

Allowing members of the teachers' retirement system plan 1 who are employed less than full time as psychologists, social workers, nurses, physical therapists, occupational therapists,

or speech language pathologists or audiologists to annualize their salaries when calculating their average final compensation.

Authorizes members of the teachers' retirement system plan 1 who are employed less than full time as psychologists, social workers, nurses, physical therapists, occupational therapists, or speech language pathologists or audiologists to annualize their salaries when calculating their average final compensation.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Ways & Means.

SB 5325 by Senators Zarelli, Brown, Doumit, Kline, Shin, Sheldon, Pflug, Mulliken, Kohl-Welles, Rasmussen and Pridemore

Promoting economic development and community revitalization.

Recognizes that the state as a whole benefits from investment in public infrastructure because it promotes community and economic development. Public investment stimulates business activity and helps create jobs; stimulates the redevelopment of brownfields and blighted areas in the inner city; lowers the cost of housing; and promotes efficient land use.

Finds that these activities generate revenue for the state and that it is in the public interest to invest in these projects through a credit against the state sales and use tax to those local governments that can demonstrate the expected returns to the state.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to International Trade & Economic Development.

SB 5326 by Senators Kohl-Welles, Pridemore, Esser, Kline, Weinstein, Poulsen, Finkbeiner, McAuliffe, Keiser and Spanel

Providing home rule charter cities the ability to choose their election system.

Provides home rule charter cities the ability to choose their election system.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5327 by Senators Fairley and Kohl-Welles

Creating an office of privacy protection.

Declares that the office's purpose is protecting the privacy of individuals' personal information in a manner consistent with the Washington state Constitution by identifying consumer problems in the privacy area and facilitating development of fair information practices.

Directs the office to inform the public of potential options for protecting the privacy of, and avoiding the misuse of, personal information.

Requires the office to make recommendations to organizations for privacy policies and practices that promote and protect the interests of Washington consumers.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Financial Institutions, Housing & Consumer Protection.

#### SB 5328 by Senators Fairley and McAuliffe

Restricting the use of personal credit histories and credit scores.

Provides that the use of a person's credit history or credit score as a factor in underwriting, renewal, cancellation, and premium decisions by insurers for personal insurance is prohibited in this state.

Repeals RCW 48.18.545, and 48.19.035.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Financial Institutions, Housing & Consumer Protection.

SB 5329 by Senators Pflug, Shin, Esser, Schoesler, Roach, Rasmussen, Rockefeller, Berkey

and Mulliken

Establishing an industry cluster-based approach to economic development.

Finds that the use of industrial clusters as a descriptive tool can provide a clear understanding of the relationships between firms that drive the local economy. An industry cluster is a group of complementary, competing, and interdependent firms that represent the entire value chain of a broadly defined industry from suppliers to end products, including supporting services and specialized infrastructure.

Finds that: (1) Cluster-based economic analysis is a tool for understanding industry dynamics;

(2) The purpose of cluster analysis is to identify those areas of the economy in which a region has or might develop a comparative advantage and to develop short and long-term strategies for growing the regional economy; and

(3) Using cluster analysis in the development of economic development strategies highlights opportunities for coordination and improvement in areas of mutual concern to firms without threatening or distorting competition

Declares an intent that the department of community, trade, and economic development use a cluster-based economic analysis in the development and delivery of economic development services in the state.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to International Trade & Economic Development.

SB 5330 by Senators Shin, Rasmussen, Berkey, McAuliffe and Kohl-Welles

Creating the economic development grants program.

Finds that state agencies in Washington have not maximized the opportunities available to receive federal and private funds to augment state economic development efforts.

Declares that it is the state's policy to maximize the use of federal and private funds for economic development purposes and to devote state resources to leverage federal and private dollars to supplement state economic development efforts. In furtherance of this policy, it is the purpose of this act to authorize and fund a technical

assistance and grant writing program within the department of community, trade, and economic development.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to International Trade & Economic Development.

SB 5331 by Senators Doumit, Hewitt, Brown, Honeyford, Fraser, Hargrove, Parlette and

Jacobsen

Establishing the historic county courthouse grant program.

Establishes the historic county courthouse grant program.

Appropriates the sum of twenty million dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2007, from the state building construction account to the historic county courthouse account for the purposes of this act

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5332 by Senators Kline, Franklin, Shin, Keiser, Weinstein, Poulsen, Thibaudeau, Prentice, Kohl-Welles, Eide, Finkbeiner, Rasmussen and Pridemore

Honoring the Reverend Doctor Martin Luther King, Jr.

Declares that King county is named in honor of the

Reverend Doctor Martin Luther King, Jr.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5333 by Senators Regala, Esser, Prentice, Hewitt, Pridemore and McCaslin

Modifying requirements for voter-approved property tax levies.

Amends RCW 84.55.050 to revise requirements for voter-approved property tax levies.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5334 by Senators Kastama, Finkbeiner, Esser and Keiser

Authorizing a temporary annexation surtax for specified cities.

Finds that, in many of the most populous areas of the state, it is in the best interests of the residents to provide municipal services by encouraging annexation of those areas into existing adjacent cities. However, even where the residents desire to become annexed, cities are unable to undertake the proposed annexations because of the unfair tax burdens that would be placed on their existing residents to pay for services to the newly annexed areas.

Finds that a voter-approved temporary annexation surtax on utility services would provide the revenues needed to provide vital municipal services paid for by the residents of the annexation area. Because utility taxes are paid by property owners and renters alike, the legislature believes

that a temporary surtax will spread the burden upon all residents in annexation areas.

Declares an intent that this act will provide an additional tool to enable cities to annex unincorporated areas that lie within designated urban growth areas when the residents of those annexation areas vote to approve the annexation.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

#### SB 5335 by Senators Fairley and Delvin

Expanding local government insurance options. Expands local government insurance options.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Financial Institutions, Housing & Consumer Protection.

#### SB 5336 by Senators Jacobsen and Oke

Concerning park rangers employed by the parks and recreation commission.

Declares that park rangers vested with police powers by the commission shall enforce Title 79A RCW, rules of the commission, and other statutes as prescribed by the legislature. When prescribed by the commission, park rangers shall have and exercise, throughout the state, such police powers and duties as are vested in sheriffs and peace officers generally.

Requires an applicant for a park ranger position to be a citizen of the United States of America who can read and write the English language. All park rangers hired after the effective date of this act are law enforcement personnel as defined in RCW 43.101.010(4).

Requires such park rangers to successfully complete the basic law enforcement academy course, known as the basic course, sponsored by the criminal justice training commission, or the basic law enforcement equivalency certification, known as the equivalency course, provided by the criminal justice training commission.

Declares that nothing in this act or RCW 10.93.020 confers membership to such officers in the Washington law enforcement officers' and fire fighters' retirement system under chapter 41.26 RCW.

Provides that park rangers may serve and execute warrants and processes issued by the courts.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ocean & Recreation.

SB 5337 by Senators Rockefeller, Kastama and Roach

Concerning metropolitan park districts.

Revises provisions relating to metropolitan park districts.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

#### SB 5338 by Senators Fraser and Honeyford

Creating a water court.

Finds that legal proceedings relating to water rights and instream flows impose a growing demand on the superior courts of the state.

Finds that the technical complexity and specialized legal issues raised by many water right disputes would be better managed by a water court with specialized expertise.

Declares an intent to establish a water court within the state court system that will have exclusive original jurisdiction for challenges relating to the adoption of instream flows and that will have appellate jurisdiction for water rights management and enforcement disputes.

Declares an intent to provide the water court with exclusive original jurisdiction for future general water rights adjudications, if any.

Provides that if Senate/House Bill Joint Resolution No. . . . (S-0539.1/05) fails to pass the legislature or if the resulting referendum to the voters fails to receive a majority approval of the electorate, this act is null and void.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Water, Energy & Environment.

SB 5339 by Senators Franklin, Regala, Hewitt, Brown, McCaslin, Fairley, Zarelli, Weinstein, Stevens, Kline, Hargrove and Kohl-Welles

Regarding recidivism reduction through discharge of convicted felons.

Finds that: (1) Record numbers of our citizens have been sentenced to prison over the past two decades, more than ninety percent of whom will be reentering society.

- (2) The successful reentry and reintegration of previously incarcerated men and women is important to the public safety of the state of Washington, to the health of our communities, and to the reduction of the growing costs of the criminal justice system.
- (3) A comprehensive reentry program, including the removal of unreasonable barriers to reentry, offers the best opportunity for released persons to become productive citizens.
- (4) Receipt of a certificate of discharge is critical to a released person's ultimate reintegration into society and avoidance of recidivism, including better employability, housing, and the exercise of civil rights.
- (5) It is in the public interest that a person who has satisfied all incarceration and supervision requirements of his or her sentence receive a certificate of discharge if he or she has made a good faith effort to satisfy all legal financial obligations, according to his or her means, and the legal financial obligations remain enforceable by all parties as a civil judgment.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Human Services & Corrections.

SB 5340 by Senators Rasmussen, Roach, Shin, Jacobsen, Delvin, Carrell, Rockefeller, Fraser, Franklin, Kastama, Regala and Pridemore; by request of Military Department

Creating the military department capital account and rental and lease account.

Establishes the military department capital account and rental and lease account.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Ways & Means.

SB 5341 by Senators Fraser, Delvin, Regala, Esser and Rasmussen; by request of Select Committee on Pension Policy

Changing member contribution rates in the Washington state patrol retirement system.

Provides that in no event shall the member contribution rate be less than two percent.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Ways & Means.

SB 5342 by Senators Kohl-Welles, Regala, Fairley, Kline, Thibaudeau, McAuliffe and Keiser

Encouraging safe storage of firearms.

Declares that, except as otherwise provided in this act, a person is guilty of reckless endangerment if the person stores or leaves a loaded firearm in a location where the person knows, or reasonably should know, that a child is likely to gain access, and a child obtains possession of the loaded firearm.

Requires that, when selling any firearm, every dealer shall offer to sell or give the purchaser a locked box, gun safe, a lock, or any device that prevents the firearm from discharging.

Provides that every person who violates this provision is guilty of a class 3 civil infraction under chapter 7.80 RCW, and may be fined up to fifty dollars. However, no such fines may be levied until thirty days have expired from the time warning signs are distributed by the department of licensing.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5343 by Senators Kohl-Welles, Fairley, Regala, Kline and Thibaudeau

Regulating the sale of firearms at gun shows and events.

Establishes regulations for the sale of firearms at gun shows and events.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5344 by Senators Fairley, Kohl-Welles, Prentice, Kline, Berkey, Haugen, Rasmussen, McAuliffe, Regala, Keiser, Spanel, Thibaudeau and Fraser

Regulating possession of firearms on the state capitol campus.

Provides that it is unlawful for any person to enter the state legislative building on the state capitol campus when he or she knowingly possesses or knowingly has under his or her control a firearm.

Requires the state patrol to provide either a stationary locked box sufficient in size for pistols and key to a firearm owner for firearm storage, or shall designate an official to receive firearms for safekeeping, during the owner's visit to the building.

Requires the state patrol to designate and clearly mark those areas where firearms are prohibited, and shall post notices at each entrance to the building of the prohibition against firearms.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

#### SB 5345 by Senator Jacobsen

Creating the timber land revitalization board.

Declares an intent to provide greater state financial assistance to revitalize and maintain forest lands in the state, through creation of a funding board to make grants on a competitive basis that support protection of the forest land base and that assist in developing innovative strategies for supporting economically and environmentally healthy forests and forest-dependent communities.

Appropriates the sum of seven million five hundred thousand dollars, or as much thereof as may be necessary, from the forestry revitalization account to the timber land revitalization board for the biennium ending June 30, 2007, to carry out the purposes of chapter 76.-- RCW (sections 1 through 7, 13, and 14 of this act).

Appropriates the sum of two million five hundred thousand dollars, or as much thereof as may be necessary, from the forestry revitalization revolving account to the timber land revitalization board for the fiscal year ending June 30, 2007, to carry out the purposes of chapter 76.--RCW (sections 1 through 7, 13, and 14 of this act).

Requires that, on or before June 30, 2006, the treasurer shall transfer two million five hundred thousand dollars from the forestry revitalization account to the forestry revitalization revolving account.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Ocean & Recreation.

SB 5346 by Senators Jacobsen, Esser, Thibaudeau, Finkbeiner, Rasmussen and Kohl-Welles

Establishing the office of citizen councilor. Establishes the office of citizen councilor.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

#### **Senate Joint Resolutions**

SJR 8205 by Senators Fraser and Honeyford

Amending the Constitution to authorize a water court.

Proposes an amendment to the state Constitution to authorize a water court.

#### -- 2005 REGULAR SESSION --

Jan 20 First reading, referred to Water, Energy & Environment.

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