WASHINGTON STATE LEGISLATURE

Legislative Digest No. 8

SIXTY-SIXTH LEGISLATURE

Thursday, January 24, 2019

11th Day - 2019 Regular Session

SENATE

SB 5051-S  SB 5057-S

HOUSE

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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.


House Bills

HB 1308  by Representatives Stanford, Volz, Ormsby, Fitzgibbon, and Griffey; by request of Select Committee on Pension Policy
Addressing plan membership default provisions in the public employees’ retirement system, the teachers’ retirement system, and the school employees’ retirement system.
Revises provisions in the public employees’ retirement system, the teachers’ retirement system, and the school employees’ retirement system with regard to plan membership default.
-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Appropriations.

HB 1309  by Representatives Ryu and Tharinger
Phasing out the use of studded tires.
Increases the fee, from five dollars to one hundred dollars, on the retail sale of each new tire sold that contains studs.
Decreases the amount, from ten percent to one percent, that the seller can retain.
Prohibits a person, firm, or corporation from selling or offering for sale a studded tire or a stud for installation in a tire.
Prohibits the use of metal studs imbedded within a tire on any vehicle on public highways.
-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Transportation.

HB 1311  by Representatives Bergquist, Ortiz-Self, Stonier, Dolan, Frame, Paul, Ryu, Sells, Valdez, Lekanoff, Stanford, Leavitt, Thai, and Wylie
Concerning college bound scholarship eligible students.
Permits eligibility to the college bound scholarship program if a student qualifies for free or reduced-price lunches in the ninth or tenth grade and was previously ineligible during the seventh or eighth grade while he or she was a student in the state.
Requires the office of student financial assistance to:
(1) Develop and distribute to schools with students in grades seven through ten, a pledge form that can be completed and returned electronically or by mail to the office; and
(2) Select financial aid award recipients from state residents who are applying for student financial aid and have been ranked according to college bound scholarship eligibility.

Changes the dates for the presidential primary; and for the secretary of state to propose an alternative date for the primary, including to coordinate a regional primary with Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, Oregon, or Utah.
Prohibits the proposed date from being before the earliest date permitted by the national rules of the major political parties.
Requires each party to determine which candidates are to be placed on the presidential primary ballot for that party.
Requires a ballot, if requested by a party chair, to contain a place for a voter to indicate a preference for having delegates to the party's national convention remain uncommitted.
-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to State Government & Tribal Relations.
HB 1312 by Representatives Appleton, Griffey, and Springer

Amending the schedule for updates to the comprehensive plan of Kitsap county that are required under the growth management act to match the update schedules of other central Puget Sound counties.

Revises the growth management act by amending the schedule for required updates to the comprehensive plan of Kitsap county in order to match the update schedules of certain central Puget Sound counties.

HB 1313 by Representatives Kirby, Vick, Jenkin, Stokesbary, Reeves, Young, and Hoff

Concerning rewards cards.

Relieves businesses from the obligation to report rewards cards as unclaimed property.

Exempts lawfully issued rewards cards from the provisions of the uniform unclaimed property act (chapter 63.29 RCW).

HB 1314 by Representatives Ortiz-Self, Pellicciotti, Valdez, Bergquist, Dolan, Santos, Thai, Appleton, Frame, Ryu, Davis, Macri, Stanford, Jinkins, and Pollet

Concerning ethnic studies in public schools.

Requires the office of the superintendent of public instruction to: (1) Adopt essential academic learning requirements and grade level expectations that identify the knowledge and skills that students need to be global citizens in a global society with an appreciation for the contributions of diverse cultures; (2) Develop a model ethnic studies curriculum for use in grades seven through twelve; and (3) Establish an ethnic studies advisory committee.

HB 1315 by Representatives Lovick, Jinkins, Ryu, Senn, Goodman, Kilduff, Bergquist, Kloba, Stanford, Davis, Walen, and Pollet

Concerning concealed pistol license training requirements.

Requires an issuing authority to issue a concealed pistol license or a denial: (1) Within thirty days of the date the application was filed; or (2) Within sixty days if the applicant does not have a valid permanent state driver's license or state identification card or has not been a resident of the state for the previous consecutive ninety days.

Prohibits an application for a concealed pistol license from being denied unless the person has not provided evidence of handgun proficiency, in the form and manner required by the Washington state patrol.

Provides the requirements for when an applicant for a concealed pistol license must submit to a licensing authority.

Requires the Washington state patrol to, by rule, establish minimum standards for handgun proficiency and develop a course to teach handgun proficiency and examinations to measure handgun proficiency.

Authorizes the chief of the Washington state patrol to certify, as a qualified handgun instructor, a person who: (1) Is certified by the criminal justice training commission to instruct others in the use of handguns; (2) Regularly instructs others in the use of handguns and has graduated from a handgun instructor school; or (3) Is certified by the national rifle association as a handgun instructor.

HB 1316 by Representatives Valdez and Ryu

Prohibiting dual agency in certain real estate transactions.

Modifies real estate brokerage relationship provisions and the prohibition of duel agency in certain real estate transactions.

HB 1317 by Representatives Cody, Tharinger, Jinkins, Robinson, Entenman, Stonier, Pettigrew, Slatter, Kloba, Gregerson, Shewmake, Macri, Fitzgibbon, Lekanoff, Appleton, Frame, and Ryu

Establishing the profession of dental therapist.

Expands access to oral health care through an evidence-based mid-level dental provider called a dental therapist.

Declares an intent to follow the national commission on dental accreditation's standards for dental therapy education.

Changes the composition of the state dental quality assurance commission by adding two members who are licensed dental therapists.

Requires the department of health and the dental quality assurance commission to adopt rules necessary to implement this act.

HB 1318 by Representatives Tharinger, Van Werven, Eslick, Ryu, Senn, Thai, Jinkins, and Wylie; by request of Arts Commission

Making the public art capital budget language permanent for efficiency.

Makes the public art capital budget language permanent for efficiency.

HB 1319 by Representatives Appleton, Griffey, and Springer

Amending the schedule for updates to the comprehensive plan of Kitsap county that are required under the growth management act to match the update schedules of other central Puget Sound counties.

Revises the growth management act by amending the schedule for required updates to the comprehensive plan of Kitsap county in order to match the update schedules of certain central Puget Sound counties.
HB 1319  by Representatives Wylie, Stonier, Appleton, Ryu, Senn, Valdez, Maori, Walen, and Pollet
Expanding local government authority to regulate firearms.
Authorizes cities, towns, counties, and other municipalities to enact laws and ordinances that restrict the open carrying of firearms at a public meeting of the governing authority of the city, town, county, or other municipality.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Civil Rights & Judiciary.

HB 1320  by Representatives Wylie, Harris, Slatter, Tarleton, Stonier, Appleton, Dolan, Ryu, Stanford, Kilduff, and Pollet
Concerning property tax exemptions for service-connected disabled veterans and senior citizens.
Establishes a mechanism for adjusting income thresholds into the future to provide tax relief to senior citizens, people with disabilities, and veterans.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Finance.

HB 1321  by Representatives Wylie, Vick, Harris, Stonier, and Rude
Requiring reporting regarding the costs of certain transportation projects.
Requires the department of transportation, for a project reasonably determined to have a total cost, in year of expenditure dollars, of more than five hundred million dollars, to provide a report to the chair and ranking members of the legislative transportation committees, that must be provided after the determination of the project cost, and before the letting of consultant contracts related to the project.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Transportation.

HB 1322  by Representatives Ortiz-Self, Gregerson, Calder, Dolan, Doglio, Valdez, Orwall, Reeves, Bergquist, Hudgins, Ryu, Lekanoff, Macri, Jinkins, Kloba, Leavitt, and Pollet
Concerning dual language learning in early learning and K-12 education.
Requires the office of the superintendent of public instruction to develop and administer the K-12 dual language grant program and the heritage language grant program to grow capacity for high quality dual language and heritage language learning.
Requires the office of student financial assistance, upon documentation of federal student loan indebtedness, to enter into agreements with certificated teachers to repay all or part of the teacher's federal student loans in exchange for teaching service in a dual language program.
Requires the department of children, youth, and families to: (1) Develop and administer the early learning dual language grant program to grow capacity for high quality dual language learning in child care and early childhood education and assistance programs; (2) Establish one full-time employee dual language specialist position to administer the early learning dual language grant program; and (3) Provide early learning providers with professional development materials translated into target languages other than English.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Education.

HB 1323  by Representatives Fitzgibbon, Stokesbary, Maori, Barkis, and Leavitt
Creating a business and occupation tax deduction for certain amounts received by zoological facilities.
Provides a business and occupation tax deduction on certain amounts that are received by zoological facilities.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Finance.

HB 1324  by Representatives Chapman, Maycumber, Springer, Chandler, Blake, Stokesbary, Steele, Reeves, Pettigrew, Dolan, Volz, Barkis, Eslick, Lekanoff, Tharinger, Hoff, Jinkins, Kilduff, and Leavitt
Creating the Washington rural development and opportunity zone act.
Establishes the Washington rural development and opportunity zone act.
Requires the department of commerce to accept applications for approval as a rural development and opportunity zone fund.
Establishes an insurance premium tax credit and a business and occupation tax credit.
Creates the rural development and opportunity zone account.
Provides a July 1, 2025, expiration date for the tax credits.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Rural Development, Agriculture, & Natural Resources.

HB 1325  by Representatives Kloba, Steele, Walen, Fey, and Slatter
Regulating personal delivery devices.
Authorizes an eligible entity to operate a personal delivery device on a sidewalk or crosswalk if certain requirements are met.
Subjects the operation of a personal delivery device to all rules of the road (chapter 46.61 RCW) that apply to pedestrians.
Prohibits a personal delivery device from crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Transportation.

HB 1326  by Representatives Klippert and Goodman
Collecting DNA samples.
Establishes Jennifer and Michelle's law.
Requires a biological sample to be collected for purposes of DNA identification analysis from an adult or juvenile convicted of a felony or convicted of indecent exposure.

Authorizes law enforcement to submit the following to the forensic laboratory services bureau of the Washington state patrol, for purposes of DNA identification analysis: A lawfully obtained biological sample within its control from a deceased offender who was previously convicted of an offense, regardless of the date of conviction.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Public Safety.

HB 1327 by Representatives Kilduff, Frame, Leavitt, Jinkins, Goodman, Ortiz-Self, Callan, Ryu, Stanford, Pollet, and Dolan

Providing services and supports to parenting minors to improve educational attainment.

Allows an applicant to receive the maximum temporary assistance for needy families grant award regardless of his or her income if certain conditions are met.

Allows a parent who is under eighteen years of age and attending high school or working toward completing a G.E.D. certificate to receive working connections child care.

Requires the department of children, youth, and families to follow certain requirements when determining consumer eligibility and copayment.

Requires the office of the superintendent of public instruction to establish a competitive application process to provide grants to school districts for the establishment of a graduation, reality, and dual-role skills program.

Requires the state institute for public policy to evaluate the effectiveness of the awarded grants.

Authorizes a school district, at the request of an eligible student, to allow the student to transport his or her infant on a school bus or other student transportation vehicle provided by the district.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Human Services & Early Learning.

HB 1328 by Representatives Kilduff, Leavitt, Orwall, Mosbrucker, Reeves, Ryu, Stanford, and Jinkins

Increasing employment opportunities for spouses of military members.

Requires the department of veterans affairs, employment security department, and department of commerce to consult local chambers of commerce, associate development organizations, and businesses to initiate a demonstration campaign to increase military spouse employment.

Requires the office of financial management to: (1) Develop a military spouse recruitment program that targets military spouses and gives them credit for their knowledge, skills, and leadership abilities;

(2) In developing the program, consult with the department of enterprise services, the department of veteran affairs, the state military transition council, the veterans employee resource group, the employment security department, and other interested stakeholders.

Requires certain state agencies to submit a specific report to the human resources director.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Housing, Community Development & Veterans.

HB 1329 by Representatives Kilduff, Harris, Jinkins, Klippert, Valdez, Walen, Tharinger, and Leavitt

Concerning the methods of services provided by the office of public guardianship.

Requires the office of public guardianship to contract with public or private entities or individuals to provide:

(1) Supported decision-making services, for a fee, to people at least eighteen years old when there is no one else qualified who is willing and able to serve; and

(2) Estate administration services, for a fee, to decedents who are at least eighteen years old, in circumstances where a service provider under contract with the office is granted letters of administration.

Changes the name of the public guardianship program to the public guardianship, supported decision-making assistance, and estate administration program.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Civil Rights & Judiciary.

HB 1330 by Representatives Kilduff, Harris, Jinkins, Valdez, Walen, and Tharinger

Concerning the management of services provided by the office of public guardianship.

Requires the office of public guardianship to: (1) Develop and adopt a case-weighting system designed to balance the increasing need for access to guardianship services, effectively managing public guardian caseloads, and providing appropriate supports for individuals on that caseload; and

(2) Develop case-weighting guidelines to include a process for adjusting caseload limits, relevant policies and procedures, and recommendations for changes in court rules which may be appropriate for the implementation of the system.

Requires the administrative office of the courts to notify the superior courts of the policies contained in the final case-weighting system.

Prohibits the office from authorizing payment for services for an entity that fails to comply with the standard caseload limit guidelines.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Civil Rights & Judiciary.

HB 1331 by Representatives Cody, Caldier, Harris, Stonier, Peterson, Irwin, Macri, Mosbrucker, Jinkins, Kilduff, Appleton, Ryu, Davis, Robinson, Eslick, Lekanoff, Thai, Tharinger, Walen, Bergquist, Kloba, Leavitt, Ormsby, Pollet, and Wylie; by request of Office of the Governor

Concerning opioid use disorder treatment, prevention, and related services.
Declares that opioid use disorder is a public health crisis.
Requires state agencies to: (1) Increase access to evidence-based opioid use disorder treatment services;
(2) Promote coordination of services within the substance use disorder treatment and recovery support system;
(3) Strengthen partnerships between opioid use disorder treatment providers and their allied community partners;
(4) Expand the use of the state prescription drug monitoring program; and
(5) Support comprehensive school and community-based substance use prevention services.
Requires agencies that administer state purchased health care programs to: (1) Coordinate activities to implement this act and the state interagency opioid epidemic; and
(2) Provide status updates as directed by the joint legislative executive committee on health care oversight to promote legislative and executive coordination.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to Health Care & Wellness.

HB 1332 by Representatives Wylie, DeBolt, Mead, Doglio, Fitzgibbon, and Tharinger; by request of Energy Facility Site Evaluation Council
Concerning updating and streamlining energy facility site evaluation council operations.
Streamlines and updates the operations of the energy facility site evaluation council.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to Environment & Energy.

HB 1333 by Representatives Valdez, Hudgins, and Pollet
Changing the definition of public employee for public employees' collective bargaining.
Revises the definition of "public employee," for purposes of public employees' collective bargaining, by including the following as a public employee: A personal assistant to a district court judge, a superior court judge, or a court commissioner.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to Labor & Workplace Standards.

HB 1334 by Representatives Blake, Kretz, Chapman, Chandler, and Springer
Concerning electric utility wildland fire prevention.
Requires the commissioner of public lands to convene a utility wildland fire prevention task force with electrical power distribution utilities, and requires the task force to advise the department of natural resources on certain issues including electric utility wildland fire prevention.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to Rural Development, Agriculture, & Natural Resources.

HB 1335 by Representatives Slatter, Schmick, Kloba, and Springer
Transferring duties of the life sciences discovery fund.
Requires the department of commerce to contract with a statewide nonprofit organization to either provide services or make grants, or both, to entities under a contract to foster growth of the state's life science sector and to improve the health and economic well-being of its residents.
Authorizes the department of commerce to sue and be sued on behalf of the life sciences discovery fund and adopt rules for the implementation of this act.
Changes the authority for allowing expenditures from the life sciences discovery fund from the governing board of trustees or designee to the department of commerce or designee.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to Innovation, Technology & Economic Development.

HB 1336 by Representatives Slatter, Harris, Sells, Orwell, Steele, Ormsby, Robinson, Dolan, Pollet, Ryu, Valdez, Thai, Stanford, Jinkins, Leavitt, and Wylie; by request of Office of the Governor
Expanding career connected learning opportunities.
Creates a career connected learning cross-agency work group to: (1) Scale up and expand high-quality career connected learning opportunities in communities across the state; and
(2) Coordinate agency functions and external partnerships and carry out certain duties and responsibilities.
Establishes the career connected learning grant program as a competitive grant program to advance the strategic plan.
Creates the career connected learning account and allows the employment security department to use funds deposited in the account for purposes of the grant program.
Requires the following to employ or contract with at least one career connected learning coordinator: The state board for community and technical colleges, the University of Washington, Washington State University, the regional universities, and The Evergreen State College.
Requires the workforce training and education coordinating board, in cooperation with operating agencies of the state training system and private career schools and colleges, to: Ensure that expansion of K-12 and postsecondary opportunities for career connected learning is incorporated into the state plan adopted for the purposes of the Carl D. Perkins career and technical education improvement act.

-- 2019 REGULAR SESSION --
Jan 18 First reading, referred to College & Workforce Development.
HB 1337  by Representatives Barkis, Klippert, Irwin, and Lovick

Adding code enforcement officers to assault in the third degree provisions.
States that a person is guilty of assault in the third degree if he or she, under circumstances not amounting to assault in the first or second degree, assaults a code enforcement officer while that person was performing his or her official duties at the time of the assault.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Public Safety.

HB 1338  by Representatives Sullivan, Irwin, and Stokesbary

Concerning state board of health rules regarding on-site sewage systems.
Declares it is the intent of the legislature to ensure that only requirements that are reasonable, appropriately tailored, and necessary are imposed on the installation, operation, maintenance, or repair of on-site sewage systems.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Environment & Energy.


Enacting the Native American voting rights act of Washington.
Establishes the Native American voting rights act of Washington.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to State Government & Tribal Relations.


Establishing a statewide free college program by changing the state need grant to the Washington college promise scholarship.

Creates the Washington college promise scholarship program to: (1) Replace the state need grant program; and (2) Provide a statewide free college program for eligible participants and greater access to postsecondary education for state residents.

Requires the office of student financial assistance to: (1) Implement and administer the program; (2) Establish rules for implementation of the program; and (3) Award Washington college promise scholarships to eligible students beginning in academic year 2021-2022.

Requires the legislature to appropriate funding for the program.

Requires the caseload forecast council to estimate the anticipated caseload of the program and submit the caseload forecast.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to College & Workforce Development.

HB 1341  by Representatives Hudgins, Morris, Tarleton, Doglio, and Kloba

Concerning the use of unmanned aerial systems near certain protected marine species.
Prohibits an unmanned aerial system from approaching, in any manner, within two hundred yards as measured in any direction, including vertically, of a southern resident orca whale.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Innovation, Technology & Economic Development.

HB 1342  by Representatives Hudgins, Morris, Stanford, Kloba, and Wylie

Concerning the fair servicing and repair of digital electronic products.
Establishes the fair repair act regarding the fair servicing and repair of digital electronic products.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Innovation, Technology & Economic Development.

HB 1343  by Representatives Tarleton, Dolan, Valdez, Ormsby, and Wylie; by request of Office of Financial Management

Increasing revenues for the support of state government.
Imposes a tax on individuals for the privilege of selling or exchanging long-term capital assets or receiving Washington capital gains.
Allows a business and occupation tax deduction against a person's gross income of the business to the extent necessary to avoid taxing the same amounts under chapter 82.04 RCW and section 102 of this act.
Authorizes the department of revenue to enter into reciprocal tax collection agreements with the taxing officials of any other state imposing a specified tax.
Increases the business and occupation tax rate on certain services.

-- 2019 REGULAR SESSION --
Jan 18  First reading, referred to Finance.

HB 1344  by Representatives Reeves, Ryu, Sells, Valdez, Goodman, Robinson, Shewmake, Stonier, Macri, Kilduff, Leavitt, and Pollet

Concerning child care access.
Establishes the Washington child care access now act.
Creates the child care access work group and requires the work group to: (1) Develop a regional mechanism to measure the cost of quality that can be used to determine child care subsidy rates; (2) Consider how the measure of area median income could be used in place of federal poverty level when determining eligibility for child care subsidy;
(3) Evaluate recommendations from the department of children, youth, and families’ technical work group on compensation to achieve pay parity with K-12 teachers by January 1, 2025; and
(4) Develop a phased implementation plan for policy changes to the working connections child care program.
Provides a December 1, 2020, expiration date for the work group.  
-- 2019 REGULAR SESSION --  
Jan 18  First reading, referred to Human Services & Early Learning.

HB 1345  by Representatives Frame, Irwin, Sells, and Goodman
Limiting overtime for correctional officers.
Prohibits an employer from requiring a correctional officer to work overtime. The acceptance by a correctional officer of overtime is strictly voluntary and the refusal to accept overtime work is not grounds for discrimination, dismissal, discharge, or other penalty, threat of reports for discipline, or employment decision adverse to the correctional officer.  
-- 2019 REGULAR SESSION --  
Jan 18  First reading, referred to Labor & Workplace Standards.

HB 1346  by Representatives Pollet, Jinkins, Ryu, Robinson, Davis, and Wylie
Preventing lead exposure in young people.
Prohibits a person from: (1) Selling, transferring, giving, or otherwise making available, any ammunition other than nonlead ammunition to a person who is under the age of twenty-one years; or (2) Selling or offering for sale, ammunition that is knowingly or intentionally representing ammunition containing more than trace amounts of lead as nonlead ammunition.
Requires the department of health to develop and make available a handout and warning sign regarding the adverse health risks from exposure to lead for certain people and the risk for lead exposure arising from the use of lead ammunition while engaged in sport shooting activities.
Permits local health departments and districts to: (1) Investigate and issue notices of and enforce civil infractions relating to the sale of ammunition other than nonlead ammunition; and (2) Conduct random, unannounced inspections to ensure compliance with the requirements of this act.  
-- 2019 REGULAR SESSION --  
Jan 18  First reading, referred to Civil Rights & Judiciary.

HB 1347  by Representatives Barkis, Kirby, Volz, Vick, and Springer
Concerning vehicle reseller permits.
Requires the county auditor to collect the use tax on vehicles at the time an applicant applies for transfer of certificate of title to the vehicle, except when the applicant presents a valid reseller permit issued to the vehicle owner by the department of revenue.  
-- 2019 REGULAR SESSION --  
Jan 21  HLTC - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.
Jan 23  Referred to Ways & Means.