

**E2SHB 1705 - S AMD 596**

By Senator Marr

1       Strike everything after the enacting clause and insert the  
2 following:

3       "NEW SECTION. **Sec. 1.** DEFINITIONS. The definitions in this  
4 section apply throughout this chapter unless the context clearly  
5 requires otherwise.

6       (1) "Authority" means a health sciences and services authority  
7 created pursuant to this chapter.

8       (2) "Board" means the governing board of trustees of an authority.

9       (3) "Director" means the higher education coordinating board.

10       (4) "Health sciences and services" means biosciences that advance  
11 new therapies and procedures to combat disease and promote public  
12 health.

13       (5) "Local government" means a city, town, or county.

14       (6) "Sponsoring local government" means a city, town, or county  
15 that creates a health sciences and services authority.

16       NEW SECTION. **Sec. 2.** PURPOSE. The health sciences and services  
17 program is created to promote bioscience-based economic development and  
18 advance new therapies and procedures to combat disease and promote  
19 public health.

20       NEW SECTION. **Sec. 3.** CREATION. A local government must establish  
21 by ordinance or resolution an authority. At a minimum, the ordinance  
22 must:

23       (1) Specify the powers to be exercised by the authority;

24       (2) Reserve the local government's right to dissolve the authority  
25 after its contractual responsibilities have expired;

26       (3) Establish an administrative board, including: (a) The number  
27 of board members; (b) the times and terms of appointment for each board  
28 position; (c) the amount of compensation, if any, to be paid to board

1 members; (d) the procedures for removing board members and filing  
2 vacancies; and (e) the qualifications for the appointment of  
3 individuals to the board;

4 (4) Establish the authority's boundaries, which must be contiguous  
5 tracts of land;

6 (5) Ensure that private and public funds provided to the authority  
7 will be segregated;

8 (6) Establish guidelines under which the authority may invest its  
9 funds;

10 (7) Provide the requirements for auditing the records of the  
11 authority; and

12 (8) Require the local government's legal counsel to also provide  
13 legal services to the authority.

14 NEW SECTION. **Sec. 4.** APPLICATIONS. (1) The higher education  
15 coordinating board may approve applications submitted by local  
16 governments for an area's designation as a health sciences and services  
17 authority under this chapter. The director shall determine the  
18 division to review applications submitted by local governments under  
19 this chapter. The application for designation shall be in the form and  
20 manner and contain such information as the higher education  
21 coordinating board may prescribe, provided the application shall:

22 (a) Contain sufficient information to enable the director to  
23 determine the viability of the proposal;

24 (b) Demonstrate that an ordinance or resolution has been passed by  
25 the legislative authority of a local government that delineates the  
26 boundaries of an area that may be designated an authority;

27 (c) Be submitted on behalf of the local government, or, if that  
28 office does not exist, by the legislative body of the local government;

29 (d) Demonstrate that the public funds directed to programs or  
30 facilities in the authority will leverage private sector resources and  
31 contributions to activities to be performed;

32 (e) Provide a plan or plans for the development of the authority as  
33 an entity to advance as a cluster for health sciences education, health  
34 sciences research, biotechnology development, biotechnology product  
35 commercialization, and/or health care services; and

36 (f) Demonstrate that the state has previously provided funds to

1 health sciences and services programs or facilities in the applicant  
2 city, town, or county.

3 (2) The director shall determine the division to develop criteria  
4 to evaluate the application. The criteria shall include:

5 (a) The presence of infrastructure capable of spurring development  
6 of the area as a center of health sciences and services;

7 (b) The presence of higher education facilities where undergraduate  
8 or graduate coursework or research is conducted; and

9 (c) The presence of facilities in which health services are  
10 provided.

11 (3) There shall be no more than one authority statewide.

12 (4) An authority may only be created in a county with a population  
13 of less than one million persons.

14 (5) The director may reject or approve an application. When  
15 denying an application, the director must specify the application's  
16 deficiencies. The decision regarding such designation as it relates to  
17 a specific local government is final; however, a rejected application  
18 may be resubmitted.

19 (6) Applications are due by December 31, 2007, and must be  
20 processed within sixty days of submission.

21 (7) The director may, at his or her discretion, amend the  
22 boundaries of an authority upon the request of the local government.

23 (8) The higher education coordinating board may adopt any rules  
24 necessary to implement this act within one hundred twenty days of the  
25 effective date of this section.

26 (9) The higher education coordinating board must develop evaluation  
27 and performance measures in order to evaluate the effectiveness of the  
28 programs in the authorities that are funded with public resources. A  
29 report to the legislature shall be due on a biennial basis beginning  
30 December 1, 2009. In addition, the higher education coordinating board  
31 shall develop evaluation criteria that enables the local governments to  
32 measure the effectiveness of the program.

33 NEW SECTION. **Sec. 5.** BOARD. (1) An authority shall be overseen  
34 by a board with not more than fourteen members. The authority board  
35 shall select the chair. Board members must have some experience with  
36 the mission of the authority. The board members shall be appointed as  
37 follows:

1 (a) The governor shall appoint three members;

2 (b) The county legislative authority in which the authority resides  
3 shall appoint three members;

4 (c) The mayor of the city in which the authority is created, or the  
5 mayor of the largest city within the authority if created by a county,  
6 shall appoint three members; and

7 (d) Up to five additional members may be appointed by the board.

8 (2) A simple majority of the board members shall constitute a  
9 quorum.

10 (3) The board shall annually elect a secretary and any other  
11 officers it deems necessary.

12 (4) The local government shall designate an individual with  
13 financial experience to serve as treasurer. The individual may be a  
14 city or county treasurer, city or county auditor, or a private party.  
15 If the treasurer is a private party, the local government shall require  
16 a bond in an amount and under such terms and conditions as the local  
17 government deems necessary to protect the authority. The treasurer  
18 shall have the power to create and maintain funds, issue warrants, and  
19 invest funds in its possession.

20 (5) The board may adopt bylaws or rules for their own governance.

21 (6) Meetings of the board shall be held in accordance with the open  
22 public meetings act, chapter 42.30 RCW, and at the call of the chair or  
23 when a majority of the board so requests. Meetings of the board may be  
24 held at any location and board members may participate in a meeting of  
25 the board by means of a conference telephone or similar communication  
26 equipment under RCW 23B.08.200.

27 NEW SECTION. **Sec. 6.** POWERS AND DUTIES. (1) The authority has  
28 all the general powers necessary to carry out its purposes and duties  
29 and to exercise its specific powers, including the authority may:

30 (a) Sue and be sued in its own name;

31 (b) Make and execute agreements, contracts, and other instruments,  
32 with any public or private entity or person, in accordance with this  
33 chapter;

34 (c) Employ, contract with, or engage independent counsel, financial  
35 advisors, auditors, other technical or professional assistants, and  
36 such other personnel as are necessary or desirable to implement this  
37 chapter;

1 (d) Establish such special funds, and control deposits to and  
2 disbursements from them, as it finds convenient for the implementation  
3 of this chapter;

4 (e) Enter into contracts with public and private entities for  
5 research to be conducted in this state;

6 (f) Delegate any of its powers and duties if consistent with the  
7 purposes of this chapter;

8 (g) Exercise any other power reasonably required to implement the  
9 purposes of this chapter; and

10 (h) Hire staff and pay administrative costs; however, such expenses  
11 shall be paid from moneys provided by the sponsoring local government  
12 and moneys received from gifts, grants, and bequests and the interest  
13 earned on the authority's accounts and investments.

14 (2) In addition to other powers and duties prescribed in this  
15 chapter, the authority is empowered to:

16 (a) Use the authority's public moneys, leveraging those moneys with  
17 amounts received from other public and private sources in accordance  
18 with contribution agreements, to promote bioscience-based economic  
19 development, and to advance new therapies and procedures to combat  
20 disease and promote public health;

21 (b) Solicit and receive gifts, grants, and bequests, and enter into  
22 contribution agreements with private entities and public entities to  
23 receive moneys in consideration of the authority's promise to leverage  
24 those moneys with the revenue generated by the tax authorized under  
25 section 11 of this act and contributions from other public entities and  
26 private entities, in order to use those moneys to promote bioscience-  
27 based economic development and advance new therapies and procedures to  
28 combat disease and promote public health;

29 (c) Hold funds received by the authority in trust for their use  
30 pursuant to this chapter to promote bioscience-based economic  
31 development and advance new therapies and procedures to combat disease  
32 and promote public health;

33 (d) Manage its funds, obligations, and investments as necessary and  
34 consistent with its purpose, including the segregation of revenues into  
35 separate funds and accounts;

36 (e) Make grants to entities pursuant to contract to promote  
37 bioscience-based economic development and advance new therapies and  
38 procedures to combat disease and promote public health. Grant

1 agreements shall specify the deliverables to be provided by the  
2 recipient pursuant to the grant. Grants to private entities may only  
3 be provided under a contractual agreement that ensures the state will  
4 receive appropriate consideration, such as an assurance of job creation  
5 or retention, or the delivery of services that provide for the public  
6 health, safety, and welfare. The authority shall solicit requests for  
7 funding and evaluate the requests by reference to factors such as: (i)  
8 The quality of the proposed research; (ii) its potential to improve  
9 health outcomes, with particular attention to the likelihood that it  
10 will also lower health care costs, substitute for a more costly  
11 diagnostic or treatment modality, or offer a breakthrough treatment for  
12 a particular disease or condition; (iii) its potential to leverage  
13 additional funding; (iv) its potential to provide health care benefits;  
14 (v) its potential to stimulate employment; and (vi) evidence of public  
15 and private collaboration;

16 (f) Create one or more advisory boards composed of scientists,  
17 industrialists, and others familiar with health sciences and services;  
18 and

19 (g) Adopt policies and procedures to facilitate the orderly process  
20 of grant application, review, and reward.

21 (3) The records of the authority shall be subject to audit by the  
22 office of the state auditor.

23 NEW SECTION. **Sec. 7.** GENERAL INDEBTEDNESS--GENERAL OBLIGATION  
24 BONDS. (1) A local government that creates a health sciences and  
25 services authority may incur general indebtedness, and issue general  
26 obligation bonds, to finance the grants and other programs and retire  
27 the indebtedness in whole or in part from the funds distributed  
28 pursuant to section 11 of this act and subject to the following  
29 requirements:

30 (a) The ordinance adopted by the local government creating the  
31 authority and authorizing the use of the excise tax in section 11 of  
32 this act indicates an intent to incur this indebtedness and the maximum  
33 amount of this indebtedness that is contemplated; and

34 (b) The local government includes this statement of the intent in  
35 all notices.

36 (2) The general indebtedness incurred under this section may be  
37 payable from other tax revenues, the full faith and credit of the

1 sponsoring local government, and nontax income, revenues, fees, and  
2 rents from the public improvements, as well as contributions, grants,  
3 and nontax money available to the local government for payment of costs  
4 of the grants and other programs or associated debt service on the  
5 general indebtedness.

6 NEW SECTION. **Sec. 8.** LIMITATION ON BONDS ISSUED. The bonds  
7 issued by a local government under section 7 of this act shall not  
8 constitute an obligation of the state of Washington, either general or  
9 special.

10 NEW SECTION. **Sec. 9.** LIABILITY. (1) Members of the board, as  
11 well as other persons acting on behalf of the authority, while acting  
12 within the scope of their employment or agency, shall not be subject to  
13 personal liability resulting from their official duties conferred on  
14 them under this chapter.

15 (2) The state, the local government that created the authority, and  
16 the authority shall not be liable for any loss, damage, harm, or other  
17 consequences resulting directly or indirectly from grants provided by  
18 the authority or from programs, services, research, or other activities  
19 funded with such grants.

20 NEW SECTION. **Sec. 10.** DISSOLUTION. The board may petition the  
21 sponsoring local government to be dissolved upon a showing that it has  
22 no reason to exist and that any assets it retains must be returned to  
23 the state treasurer.

24 NEW SECTION. **Sec. 11.** A new section is added to chapter 82.14 RCW  
25 to read as follows:

26 (1) The legislative authority of a local jurisdiction that has  
27 created a health sciences and services authority under section 3 of  
28 this act may impose a sales and use tax in accordance with the terms of  
29 this chapter. The tax is in addition to other taxes authorized by law  
30 and shall be collected from those persons who are taxable by the state  
31 under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable  
32 event within the local jurisdiction. The rate of the tax shall not  
33 exceed 0.020 percent of the selling price in the case of a sales tax or  
34 the value of the article used in the case of a use tax.

1 (2) The tax imposed under subsection (1) of this section shall be  
2 deducted from the amount of tax otherwise required to be collected or  
3 paid over to the department under chapter 82.08 or 82.12 RCW. The  
4 department of revenue shall perform the collection of the tax on behalf  
5 of the authority at no cost to the authority.

6 (3) The amounts received under this section may only be used in  
7 accordance with section 6 of this act or to finance and retire the  
8 indebtedness incurred pursuant to section 7 of this act, in whole or in  
9 part.

10 (4) This section expires January 1, 2023.

11 **Sec. 12.** RCW 42.56.270 and 2006 c 369 s 2, 2006 c 341 s 6, 2006 c  
12 338 s 5, 2006 c 302 s 12, 2006 c 209 s 7, 2006 c 183 s 37, and 2006 c  
13 171 s 8 are each reenacted and amended to read as follows:

14 The following financial, commercial, and proprietary information is  
15 exempt from disclosure under this chapter:

16 (1) Valuable formulae, designs, drawings, computer source code or  
17 object code, and research data obtained by any agency within five years  
18 of the request for disclosure when disclosure would produce private  
19 gain and public loss;

20 (2) Financial information supplied by or on behalf of a person,  
21 firm, or corporation for the purpose of qualifying to submit a bid or  
22 proposal for (a) a ferry system construction or repair contract as  
23 required by RCW 47.60.680 through 47.60.750 or (b) highway construction  
24 or improvement as required by RCW 47.28.070;

25 (3) Financial and commercial information and records supplied by  
26 private persons pertaining to export services provided under chapters  
27 43.163 and 53.31 RCW, and by persons pertaining to export projects  
28 under RCW 43.23.035;

29 (4) Financial and commercial information and records supplied by  
30 businesses or individuals during application for loans or program  
31 services provided by chapters 15.110, 43.163, 43.160, 43.330, and  
32 43.168 RCW, or during application for economic development loans or  
33 program services provided by any local agency;

34 (5) Financial information, business plans, examination reports, and  
35 any information produced or obtained in evaluating or examining a  
36 business and industrial development corporation organized or seeking  
37 certification under chapter 31.24 RCW;

1 (6) Financial and commercial information supplied to the state  
2 investment board by any person when the information relates to the  
3 investment of public trust or retirement funds and when disclosure  
4 would result in loss to such funds or in private loss to the providers  
5 of this information;

6 (7) Financial and valuable trade information under RCW 51.36.120;

7 (8) Financial, commercial, operations, and technical and research  
8 information and data submitted to or obtained by the clean Washington  
9 center in applications for, or delivery of, program services under  
10 chapter 70.95H RCW;

11 (9) Financial and commercial information requested by the public  
12 stadium authority from any person or organization that leases or uses  
13 the stadium and exhibition center as defined in RCW 36.102.010;

14 (10)(a) Financial information, including but not limited to account  
15 numbers and values, and other identification numbers supplied by or on  
16 behalf of a person, firm, corporation, limited liability company,  
17 partnership, or other entity related to an application for a horse  
18 racing license submitted pursuant to RCW 67.16.260(1)(b), liquor  
19 license, gambling license, or lottery retail license;

20 (b) Financial or proprietary information supplied to the liquor  
21 control board including the amount of beer or wine sold by a domestic  
22 winery, brewery, microbrewery, or certificate of approval holder under  
23 RCW 66.24.206(1) or 66.24.270(2)(a) and including the amount of beer or  
24 wine purchased by a retail licensee in connection with a retail  
25 licensee's obligation under RCW 66.24.210 or 66.24.290, for receipt of  
26 shipments of beer or wine.

27 (11) Proprietary data, trade secrets, or other information that  
28 relates to: (a) A vendor's unique methods of conducting business; (b)  
29 data unique to the product or services of the vendor; or (c)  
30 determining prices or rates to be charged for services, submitted by  
31 any vendor to the department of social and health services for purposes  
32 of the development, acquisition, or implementation of state purchased  
33 health care as defined in RCW 41.05.011;

34 (12)(a) When supplied to and in the records of the department of  
35 community, trade, and economic development:

36 (i) Financial and proprietary information collected from any person  
37 and provided to the department of community, trade, and economic  
38 development pursuant to RCW 43.330.050(8) and 43.330.080(4); and

1 (ii) Financial or proprietary information collected from any person  
2 and provided to the department of community, trade, and economic  
3 development or the office of the governor in connection with the  
4 siting, recruitment, expansion, retention, or relocation of that  
5 person's business and until a siting decision is made, identifying  
6 information of any person supplying information under this subsection  
7 and the locations being considered for siting, relocation, or expansion  
8 of a business;

9 (b) When developed by the department of community, trade, and  
10 economic development based on information as described in (a)(i) of  
11 this subsection, any work product is not exempt from disclosure;

12 (c) For the purposes of this subsection, "siting decision" means  
13 the decision to acquire or not to acquire a site;

14 (d) If there is no written contact for a period of sixty days to  
15 the department of community, trade, and economic development from a  
16 person connected with siting, recruitment, expansion, retention, or  
17 relocation of that person's business, information described in (a)(ii)  
18 of this subsection will be available to the public under this chapter;

19 (13) Financial and proprietary information submitted to or obtained  
20 by the department of ecology or the authority created under chapter  
21 70.95N RCW to implement chapter 70.95N RCW;

22 (14) Financial, commercial, operations, and technical and research  
23 information and data submitted to or obtained by the life sciences  
24 discovery fund authority in applications for, or delivery of, grants  
25 under chapter 43.350 RCW, to the extent that such information, if  
26 revealed, would reasonably be expected to result in private loss to the  
27 providers of this information;

28 (15) Financial and commercial information provided as evidence to  
29 the department of licensing as required by RCW 19.112.110 or  
30 19.112.120, except information disclosed in aggregate form that does  
31 not permit the identification of information related to individual fuel  
32 licensees;

33 (16) Any production records, mineral assessments, and trade secrets  
34 submitted by a permit holder, mine operator, or landowner to the  
35 department of natural resources under RCW 78.44.085; (~~and~~)

36 (17)(a) Farm plans developed by conservation districts, unless  
37 permission to release the farm plan is granted by the landowner or

1 operator who requested the plan, or the farm plan is used for the  
2 application or issuance of a permit((-));

3 (b) Farm plans developed under chapter 90.48 RCW and not under the  
4 federal clean water act, 33 U.S.C. Sec. 1251 are subject to RCW  
5 42.56.610 and 90.64.190; and

6 (18) Financial, commercial, operations, and technical and research  
7 information and data submitted to or obtained by a health sciences and  
8 services authority in applications for, or delivery of, grants under  
9 sections 1 through 6 of this act, to the extent that such information,  
10 if revealed, would reasonably be expected to result in private loss to  
11 providers of this information.

12 **Sec. 13.** RCW 42.56.270 and 2006 c 369 s 2, 2006 c 341 s 6, 2006 c  
13 338 s 5, 2006 c 209 s 7, 2006 c 183 s 37, and 2006 c 171 s 8 are each  
14 reenacted and amended to read as follows:

15 The following financial, commercial, and proprietary information is  
16 exempt from disclosure under this chapter:

17 (1) Valuable formulae, designs, drawings, computer source code or  
18 object code, and research data obtained by any agency within five years  
19 of the request for disclosure when disclosure would produce private  
20 gain and public loss;

21 (2) Financial information supplied by or on behalf of a person,  
22 firm, or corporation for the purpose of qualifying to submit a bid or  
23 proposal for (a) a ferry system construction or repair contract as  
24 required by RCW 47.60.680 through 47.60.750 or (b) highway construction  
25 or improvement as required by RCW 47.28.070;

26 (3) Financial and commercial information and records supplied by  
27 private persons pertaining to export services provided under chapters  
28 43.163 and 53.31 RCW, and by persons pertaining to export projects  
29 under RCW 43.23.035;

30 (4) Financial and commercial information and records supplied by  
31 businesses or individuals during application for loans or program  
32 services provided by chapters 15.110, 43.163, 43.160, 43.330, and  
33 43.168 RCW, or during application for economic development loans or  
34 program services provided by any local agency;

35 (5) Financial information, business plans, examination reports, and  
36 any information produced or obtained in evaluating or examining a

1 business and industrial development corporation organized or seeking  
2 certification under chapter 31.24 RCW;

3 (6) Financial and commercial information supplied to the state  
4 investment board by any person when the information relates to the  
5 investment of public trust or retirement funds and when disclosure  
6 would result in loss to such funds or in private loss to the providers  
7 of this information;

8 (7) Financial and valuable trade information under RCW 51.36.120;

9 (8) Financial, commercial, operations, and technical and research  
10 information and data submitted to or obtained by the clean Washington  
11 center in applications for, or delivery of, program services under  
12 chapter 70.95H RCW;

13 (9) Financial and commercial information requested by the public  
14 stadium authority from any person or organization that leases or uses  
15 the stadium and exhibition center as defined in RCW 36.102.010;

16 (10) Financial information, including but not limited to account  
17 numbers and values, and other identification numbers supplied by or on  
18 behalf of a person, firm, corporation, limited liability company,  
19 partnership, or other entity related to an application for a horse  
20 racing license submitted pursuant to RCW 67.16.260(1)(b), liquor  
21 license, gambling license, or lottery retail license;

22 (11) Proprietary data, trade secrets, or other information that  
23 relates to: (a) A vendor's unique methods of conducting business; (b)  
24 data unique to the product or services of the vendor; or (c)  
25 determining prices or rates to be charged for services, submitted by  
26 any vendor to the department of social and health services for purposes  
27 of the development, acquisition, or implementation of state purchased  
28 health care as defined in RCW 41.05.011;

29 (12)(a) When supplied to and in the records of the department of  
30 community, trade, and economic development:

31 (i) Financial and proprietary information collected from any person  
32 and provided to the department of community, trade, and economic  
33 development pursuant to RCW 43.330.050(8) and 43.330.080(4); and

34 (ii) Financial or proprietary information collected from any person  
35 and provided to the department of community, trade, and economic  
36 development or the office of the governor in connection with the  
37 siting, recruitment, expansion, retention, or relocation of that  
38 person's business and until a siting decision is made, identifying

1 information of any person supplying information under this subsection  
2 and the locations being considered for siting, relocation, or expansion  
3 of a business;

4 (b) When developed by the department of community, trade, and  
5 economic development based on information as described in (a)(i) of  
6 this subsection, any work product is not exempt from disclosure;

7 (c) For the purposes of this subsection, "siting decision" means  
8 the decision to acquire or not to acquire a site;

9 (d) If there is no written contact for a period of sixty days to  
10 the department of community, trade, and economic development from a  
11 person connected with siting, recruitment, expansion, retention, or  
12 relocation of that person's business, information described in (a)(ii)  
13 of this subsection will be available to the public under this chapter;

14 (13) Financial and proprietary information submitted to or obtained  
15 by the department of ecology or the authority created under chapter  
16 70.95N RCW to implement chapter 70.95N RCW;

17 (14) Financial, commercial, operations, and technical and research  
18 information and data submitted to or obtained by the life sciences  
19 discovery fund authority in applications for, or delivery of, grants  
20 under chapter 43.350 RCW, to the extent that such information, if  
21 revealed, would reasonably be expected to result in private loss to the  
22 providers of this information;

23 (15) Financial and commercial  
24 information provided as evidence to the department of licensing as  
25 required by RCW 19.112.110 or 19.112.120, except information disclosed  
26 in aggregate form that does not permit the identification of  
27 information related to individual fuel licensees;

28 (16) Any production records, mineral assessments, and trade secrets  
29 submitted by a permit holder, mine operator, or landowner to the  
30 department of natural resources under RCW 78.44.085; ~~((and))~~

31 (17)(a) Farm plans developed by conservation districts, unless  
32 permission to release the farm plan is granted by the landowner or  
33 operator who requested the plan, or the farm plan is used for the  
34 application or issuance of a permit~~((-))~~;

35 (b) Farm plans developed under chapter 90.48 RCW and not under the  
36 federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject to  
37 RCW 42.56.610 and 90.64.190; and

38 (18) Financial, commercial, operations, and technical and research  
information and data submitted to or obtained by a health sciences and

1 services authority in applications for, or delivery of, grants under  
2 sections 1 through 6 of this act, to the extent that such information,  
3 if revealed, would reasonably be expected to result in private loss to  
4 providers of this information.

5 NEW SECTION. Sec. 14. CAPTIONS. Captions used in this act are  
6 not any part of the law.

7 NEW SECTION. Sec. 15. SEVERABILITY. If any provision of this act  
8 or its application to any person or circumstance is held invalid, the  
9 remainder of the act or the application of the provision to other  
10 persons or circumstances is not affected.

11 NEW SECTION. Sec. 16. CODIFICATION. Sections 1 through 10 of  
12 this act constitute a new chapter in Title 35 RCW.

13 NEW SECTION. Sec. 17. EXPIRATION DATE. Section 12 of this act  
14 expires June 30, 2008.

15 NEW SECTION. Sec. 18. EFFECTIVE DATE. Section 13 of this act  
16 takes effect June 30, 2008."

**E2SHB 1705** - S AMD  
By Senator

17 On page 1, line 2 of the title, after "authorities;" strike the  
18 remainder of the title and insert "reenacting and amending RCW  
19 42.56.270 and 42.56.270; adding a new section to chapter 82.14 RCW;  
20 adding a new chapter to Title 35 RCW; creating a new section; providing  
21 an effective date; and providing expiration dates."

EFFECT: The rate of the sales tax credit against the state

portion of the sales tax for the health sciences and services authority is increased from 0.015% to 0.020%. The sales tax credit expires January 1, 2023.

--- END ---