



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 12

SIXTIETH LEGISLATURE

Wednesday, January 30, 2008

17th Day - 2008 Regular Session

| | | | | | | | |
|---------------|------------|-----------|---------|---------|---------|---------|---------|
| SENATE | SB 6856 | SB 6857 | SB 6858 | SB 6859 | SB 6860 | SB 6861 | SB 6862 |
| | SB 6863 | SB 6864 | SB 6865 | SB 6866 | SB 6867 | SB 6868 | SB 6869 |
| | SJM 8030 | | | | | | |
| HOUSE | HB 1622-S2 | HB 2482-S | HB 3283 | HB 3284 | HB 3285 | HB 3286 | HB 3287 |
| | HB 3288 | HB 3289 | HB 3290 | HB 3291 | HB 3292 | HB 3293 | HB 3294 |
| | HB 3295 | HB 3296 | HB 3297 | HB 3298 | HB 3299 | HB 3300 | HB 3301 |
| | HB 3302 | HB 3303 | HB 3304 | HB 3305 | | | |

This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2008>.

House Bills

HB 1622-S2 by House Committee on Local Government (originally sponsored by Representatives Moeller and Jarrett)

Concerning the authority of boundary review boards.
(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Declares that, subject to the requirements of chapter 36.93 RCW, a boundary review board may modify a proposal for annexation by adding territory that would increase the total area within the proposal before the board, but the board may not modify a proposal for annexation of territory to a city or town by adding an amount of territory that constitutes more than one hundred percent of the total area within the proposal before the board.

-- 2007 REGULAR SESSION --

- Feb 6 Public hearing in committee.
- Feb 20 Executive session in committee.

-- 2008 REGULAR SESSION --

- Jan 15 LG - Majority; 2nd substitute bill be substituted, do pass.
- Minority; do not pass.
- Jan 28 Passed to Rules Committee for second reading.

HB 2482-S by House Committee on Local Government (originally sponsored by Representative Moeller)

Addressing the signature validation process for petitions that seek annexation.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that when a petition seeks annexation, any officer of a corporation owning land within the area involved, who is duly authorized to execute deeds or encumbrances on behalf of the corporation, may sign under oath on behalf of such corporation.

-- 2008 REGULAR SESSION --

- Jan 18 LG - Majority; 1st substitute bill be substituted, do pass.
- Jan 28 Passed to Rules Committee for second reading.
- Jan 29 Made eligible to be placed on second reading.

HB 3283 by Representatives Herrera, Takko, Orcutt, Hurst, Eddy, Sump, Ericks, Fromhold, McCoy, Hudgins, Kelley, Kessler, Dunn, Ormsby, Linville, Roach, and McCune

Relieving active duty military personnel of interest and penalties on delinquent excise taxes.

Provides notwithstanding any other provision of RCW 82.32.050, no interest or penalties may be assessed during any period of armed conflict on delinquent taxes imposed on a business where the majority owner of the business is an individual who is on active duty in the military, and the individual is participating in a conflict and assigned to a duty station outside the territorial boundaries of the United States.

-- 2008 REGULAR SESSION --

- Jan 29 First reading, referred to Finance.

HB 3284 by Representatives Appleton, Cody, Nelson, Haigh, Dickerson, Hasegawa, Conway, McIntire, Green, Kagi, Darneille, Roberts, Seaquist, Hunter, Flannigan, Ormsby, Miloscia, McCoy, Barlow, Rolfes, Eddy, Sullivan, Lantz, Morrell, Sells, and Schual-Berke

Limiting the interest on a small loan to thirty-six percent per annum.

Provides a licensee that has obtained the required small loan endorsement may charge interest or fees for small loans not to exceed in the aggregate thirty-six percent per annum.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Insurance,
Financial Services & Consumer
Protection.

HB 3285 by Representatives Morrell, Conway, Wallace,
Green, O'Brien, Linville, Haigh, Simpson,
VanDeWege, Flannigan, Rolfes, Jarrett, Sells, Kirby,
Ormsby, McDonald, Roach, Walsh, Priest, Armstrong,
Warnick, McCune, Hurst, Campbell, Darneille, Loomis,
Kelley, Kessler, Dunn, and Liias

Allowing public technical colleges to offer associate
transfer degrees.

Allows public technical colleges under the authority of
the state board for community and technical colleges to
offer associate transfer degrees that prepare students for
professional bachelor's degrees.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Higher
Education.

HB 3286 by Representatives Schual-Berke, Pedersen,
Appleton, and Lantz

Defining civil disorder.

Defines "civil disorder" as any public disturbance
involving acts of violence that is intended to cause an
immediate danger of, or to result in, significant injury to
property or the person of any other individual.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Public Safety &
Emergency Preparedness.

HB 3287 by Representatives Anderson, Ericksen, and
Rodne

Concerning the public elections of and the reorganization
of regional transportation investment districts.

Eliminates regional transportation investment districts.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 3288 by Representatives Hunter, Anderson, Jarrett,
Springer, Eddy, McIntire, Sells, Sommers, and
Rodne

Regarding resident student classification.

Concerns resident student classification at institutions
of higher education.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Higher
Education.

HB 3289 by Representatives Simpson, Kelley, Sells,
Dunn, Linville, and Barlow

Authorizing the issuance of special license plates to family
members of United States armed forces members killed in
combat.

Provides, effective with registrations that are due or
become due on or after January 1, 2009, the department
may issue for use on motor vehicles owned by the qualified
applicant special license plates denoting that the recipient is

a parent of a member of the United States armed forces
killed in combat to persons meeting all of the following
criteria: (1) Is a resident of this state; and

(2) Is a parent of a member of the United States armed
forces killed in combat, as certified by the Washington state
department of veterans affairs.

Provides the department shall issue these plates upon
payment by the applicant of all other license fees, but the
department may not set or charge an additional fee for these
special plates.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 3290 by Representatives Clibborn, Jarrett,
Upthegrove, Rolfes, Flannigan, Simpson,
Roberts, Green, Kessler, Sells, Eddy, and Liias

Adding a new policy goal of reducing congestion for the
state transportation system.

Provides public investments in transportation should
support reducing congestion and thereby improve the
predictable movement of goods and people throughout
Washington state.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 3291 by Representatives Kelley, Santos, Pettigrew,
Cody, Hudgins, Pedersen, Dickerson, Nelson,
Quall, Kenney, Sullivan, McIntire, Green, and Barlow

Enacting the community schools act of 2008.

Provides capital grant funds for the development of
community schools and to convert empty school buildings
into community facilities. Grants may be used for the
acquisition, construction, rehabilitation, and improvement
of facilities to assist with the implementation of this act.

Requires the superintendent of public instruction to
provide a ten percent enhancement to the area cost
allowance for school districts requesting state assistance
under chapter 28A.525 RCW if the district can certify and
provide documentation that they have a comprehensive
plan for cooperative partnerships that include the joint use
of school facilities for qualified services for the facility
proposed for assistance.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Capital Budget.

HB 3292 by Representatives Kessler, DeBolt, Miloscia,
Upthegrove, Kelley, and Hurst; by request of
Attorney General and State Auditor

Recording executive sessions under the open public
meetings act.

Requires a governing body holding an executive
session under this act to make a verbatim audio recording
of the complete executive session and retain the recording
for a period of two years. Such recordings are public
records not subject to public inspection and copying under
chapter 42.56 RCW except by court order as specified in
this act, or unless authorized by the governing body.

Provides in an action under chapter 42.30.110 RCW
alleging a violation of the executive session provisions in
this act, a party challenging the lawfulness of the executive
session bears the burden of proof.

Provides if the party challenging the lawfulness of the executive session supports its allegation with credible evidence, supported by declaration or affidavit, the court shall review the entire verbatim audio recording in camera. After such review, if the court finds that the executive session was not in compliance with the provisions of this chapter related to such session, it may order disclosure of only those portions of the verbatim audio recording of the executive session found not in compliance, subject to such other exemptions as may exist in law. The remainder of the verbatim audio recording found to comply with this chapter shall not be disclosed.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to State Government & Tribal Affairs.

HB 3293 by Representatives Ericks, Kessler, Dunshee, Lantz, Seaquist, Moeller, Linville, Darneille, Williams, Roberts, Hudgins, McIntire, Green, Pedersen, Kagi, Pettigrew, and Morrell

Regarding the licensing fees for certain professions, occupations, and businesses.

Provides for any profession that the secretary determines meets the criteria in this act, the secretary shall establish the amount of license fees and renewal fees at a rate not to exceed the lesser of ten percent of the cost of administering credentialing and disciplinary activities for the program or one hundred dollars per year.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Health Care & Wellness.

HB 3294 by Representative Chandler

Defining the term employ for minimum wage purposes.

Provides "employ" and "work" do not mean or include the use of an employer's vehicle for travel by an employee and activities performed by an employee that are incidental to the use of such a vehicle for commuting, when the use of that vehicle for travel is within the normal commuting area for the employer's business or establishment and the use of the employer's vehicle is subject to an agreement on the part of the employer and the employee or representative of the employee.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 3295 by Representatives Newhouse and Chandler

Concerning wine label requirements.

Declares that if the appellation of origin claimed or implied anywhere on a wine label is: (1) "Washington";

(2) The name of one or more counties in Washington; or

(3) The name of an American viticultural area wholly within Washington approved by the board, then such appellations are allowed only if all of the grapes used in the production of the wine were grown in Washington and at least ninety-five percent of the grapes used in the production of the wine were grown within the defined boundaries of the appellation of origin.

Provides that the act does not apply if the director of agriculture has made a disaster declaration for the county in which a significant portion of the grapes the manufacturer planned to use are grown.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 3296 by Representatives Warnick, O'Brien, Chandler, Goodman, Kelley, Eddy, Rolfes, and Hurst

Studying the fairness and efficiency of the tax appeals system in resolving tax controversies.

Declares that the legislature must study whether the existing tax appeals system is fair and efficient in resolving tax controversies and whether a new tax court should be established in Washington state to hear tax controversies, and if so recommended, its role and basic operating concepts.

Requires a committee to be convened to perform the study.

Requires the department of revenue to report its preliminary findings and recommendations to the appropriate legislative committee by November 30, 2008, and its final recommendations no later than September 1, 2009.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Finance.

HB 3297 by Representative Green

Concerning professional athletics regulated by the department of licensing.

Requires the director of the department of licensing to direct, supervise, and control all boxing, mixed martial arts, kickboxing, and wrestling events conducted within this state and an event may not be held in this state except in accordance with the provisions of chapter 67.08 RCW.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 3298 by Representative Green

Concerning professional athletics regulated by the department of licensing.

Requires the director of the department of licensing to direct, supervise, and control all boxing, mixed martial arts, kickboxing, and wrestling events conducted within this state and an event may not be held in this state except in accordance with the provisions of chapter 67.08 RCW.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 3299 by Representatives Quall and Santos

Regarding mathematics graduation requirements.

Requires, by January 1, 2009, the state board of education to recommend whether the high school graduation requirements under RCW 28A.230.090 should include a minimum of three credits of mathematics, one of which may be a career and technical course equivalent in

mathematics, and recommend the mathematics content in required credits.

Provides that recommendations of the state board must be forwarded to the governor and the education committees of the legislature.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Education.

HB 3300 by Representatives Quall and Santos

Examining the feasibility of other assessments for school accountability purposes.

Requires the state board of education to contract with an independent third party to examine the feasibility of using nationally available assessments in lieu of the Washington assessment of student learning for purposes of school and school district accountability in grades three through eight under the federal no child left behind act.

Provides that the contractor shall present findings and results of the analysis to the state board of education, the governor, the superintendent of public instruction, and the education committees of the legislature by December 1, 2008.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Education.

HB 3301 by Representatives Fromhold, McDonald, and Armstrong

Regarding the public works assistance account.

Provides that upon legislative approval of a specific list of projects, the public works board may reimburse projects for allowable expenses incurred during the preceding fiscal year.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Capital Budget.

HB 3302 by Representatives Fromhold, McDonald, and Armstrong

Regarding the public works assistance account.

Provides that upon legislative approval of a specific list of projects, or after February 1st of each year as allowed for in RCW 43.155.070(7), the public works board may reimburse projects for allowable expenses incurred during the preceding fiscal year.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Capital Budget.

HB 3303 by Representatives Grant, Walsh, Haler, and Linville

Providing a business and occupation tax credit for qualified preproduction development expenditures for polysilicon manufacturers.

Provides for a business and occupation tax credit for qualified preproduction development expenditures for polysilicon manufacturers.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Finance.

HB 3304 by Representatives Sullivan, Roberts, Kelley, Kessler, Ormsby, and Santos

Counting students for purposes of enrollment targets at institutions of higher education.

Declares that each full-time equivalent college student enrolled under RCW 28A.600.310 must be counted by the institution of higher education as four-tenths of one full-time equivalent for the purpose of determining enrollment targets.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Higher Education.

HB 3305 by Representatives Dickerson, Conway, Green, Appleton, and Sells

Implementing the family leave insurance program, but only with respect to designating agencies to administer and enforce the program, adopting government efficiencies to improve program administration and reduce program costs, tracking and mitigating any impacts on the unemployment compensation system, addressing the manner in which leave is coordinated, and implementing other task force recommendations.

Implements the family leave insurance program, but only with respect to designating agencies to administer and enforce the program, adopting government efficiencies to improve program administration and reduce program costs, tracking and mitigating any impacts on the unemployment compensation system, addressing the manner in which leave is coordinated, and implementing other task force recommendations.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

Senate Bills

SB 6856 by Senators Prentice, Fraser, McAuliffe, and Rasmussen

Supporting infrastructure and economic development funding.

Modifies public utility and solid waste collection taxes. Establishes the growth management infrastructure account in the state treasury.

Provides criteria for high growth area grants for local governments.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

SB 6857 by Senators Morton, Swecker, Haugen, King, Spanel, Parlette, and Delvin

Designating a select portion of state route number 97 as a heavy haul industrial corridor.

Provides that the department of transportation shall designate the four-mile portion of state route number 97 from the Canadian border to Oroville as a heavy haul industrial corridor for the movement of overweight sealed containers used in international trade.

Makes an appropriation from the multimodal transportation account to the department of transportation.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 6858 by Senators Franklin, Kohl-Welles, and Hargrove

Excluding from employment under Title 51 RCW services performed by sports officials.

Provides that sports officials are not included within the mandatory coverage of Title 51 RCW.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Labor, Commerce, Research & Development.

SB 6859 by Senators Morton, Hatfield, Schoesler, Sheldon, and Rasmussen

Regulating the use of a firearm on land managed by the department of fish and wildlife.

Declares that it is unlawful to use a firearm on department of fish and wildlife lands under certain circumstances.

Authorizes the department of fish and wildlife to prohibit the discharge of firearms on portions of any land managed by the department, either indefinitely or for set periods of time, only if the prohibition is necessary for wildlife or resource management but not to prohibit the discharge of firearms solely based on a firm distance measurement from a set location.

Provides that the fish and wildlife commission may not prohibit a person from carrying or possessing a firearm on any portion of land under the ownership, management, lease, or control of the department, or from discharging the firearm for the protection of the person or another, if the person is otherwise legally entitled to possess, carry, or discharge the firearm.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Natural Resources, Ocean & Recreation.

SB 6860 by Senators Roach, Delvin, and Stevens

Prohibiting institutions of higher education from adopting rules concerning the possession of firearms.

Provides that institutions of higher education shall not adopt any rules restricting or prohibiting the possession of firearms in any institutionally owned or controlled lands, buildings, or facilities by any person licensed to carry a concealed pistol.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Higher Education.

SB 6861 by Senator Roach

Modifying provisions on concealed pistol licenses.

Modifies provisions related to concealed pistol licenses.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

SB 6862 by Senator Roach

Requiring proof of United States citizenship for voter registration.

Provides that satisfactory evidence of United States citizenship is required for voter registration.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Government Operations & Elections.

SB 6863 by Senator Roach

Including post office addresses in scrap metal business records.

Provides that where an address is required to be provided in scrap metal business transactions, a post office address may be given.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

SB 6864 by Senator Roach

Modifying provisions on concealed pistol licenses.

Modifies provisions regarding concealed pistol licenses from other states.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

SB 6865 by Senator Kohl-Welles

Directing the department of early learning and the early learning advisory council to report on the implementation of activities related to child care.

Directs the department of early learning and the early learning advisory council to report on the implementation of current activities to improve the quality and safety of child care.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Human Services & Corrections.

SB 6866 by Senators Delvin and Hewitt

Providing a business and occupation tax credit for qualified preproduction development expenditures for polysilicon manufacturers.

Provides for a business and occupation tax credit for qualified preproduction development expenditures for polysilicon manufacturers.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

SB 6867 by Senators Holmquist and King

Defining the term employ for minimum wage purposes.

Provides "employ" and "work" do not mean or include the use of an employer's vehicle for travel by an employee and activities performed by an employee that are incidental to the use of such a vehicle for commuting, when the use of that vehicle for travel is within the normal commuting area for the employer's business or establishment and the use of the employer's vehicle is subject to an agreement on the part of the employer and the employee or representative of the employee.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Labor,
Commerce, Research & Development.

SB 6868 by Senators Brown and Marr

Protecting sole source aquifers by providing sewer utility service to mobile home parks.

Provides that certain eastern Washington cities and counties may require a mobile home park to connect to a sewer system under certain circumstances.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Water, Energy &
Telecommunications.

SB 6869 by Senators Oemig, Pridemore, Zarelli, Hobbs,
Kohl-Welles, Keiser, and Fraser

Regarding the licensing fees for certain professions, occupations, and businesses.

Provides for any profession that the secretary determines meets the criteria in this act, the secretary shall establish the amount of license fees and renewal fees at a rate not to exceed the lesser of ten percent of the cost of administering credentialing and disciplinary activities for the program or one hundred dollars per year.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

Senate Joint Memorials

SJM 8030 by Senators Tom and Oemig

Naming the NE 116th Street overcrossing of Interstate 405 in Kirkland the Kollin Nielsen Memorial Bridge.

Requests the Washington State Transportation Commission to name the NE 116th Street overcrossing of Interstate 405 in Kirkland the Kollin Nielsen Memorial Bridge.

-- 2008 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.