



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 20

SIXTIETH LEGISLATURE

Monday, February 11, 2008

29th Day - 2008 Regular Session

### SENATE

<b>HOUSE</b>	HB 1232-S2	HB 1453-S	HB 2088-S	HB 2142-S	HB 2449-S	HB 2547-S	HB 2554-S
	HB 2577-S	HB 2609-S	HB 2676-S	HB 2800-S	HB 3104-S2	HB 3361	

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.

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### House Bills

**HB 1232-S2** by House Committee on Local Government (originally sponsored by Representatives Hunt, Alexander, Curtis, Simpson, Chandler, Armstrong, and Appleton)

Clarifying that certain local government real estate excise tax proceeds may be used for the acquisition of equipment and software related to business applications.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Declares that "capital projects" include equipment items that may contain and employ a software element necessary for initial installation and operation that may be included in the capital expenditure on a one-time basis during initial acquisition by a county or city in the regular course of business in connection with associated capital improvements. These expenditures must be capitalized with a lifetime of at least five years and must be tied directly to the dollar amount used solely for the economic development value of an existing or planned capital improvement. None of the tax proceeds may be used for daily operations or upgrading of the original capital investment.

Allows proceeds from the tax authorized to be used for the initial acquisition and installation of computer hardware and computer business systems and applications that are: Capitalized with a useful life of five or more years; and directly related to an existing or planned capital project. Proceeds from the tax authorized may not be used for: Ongoing maintenance, operation, or upgrades of computer hardware or software; computer peripherals; or computer accessories.

Declares that, all expenditures made by counties and cities for capital purposes, local capital improvements, and capital projects authorized under this act on or before the effective date of this act are declared to be valid.

-- 2007 REGULAR SESSION --

- Jan 23 Public hearing in committee.
- Feb 23 Executive session in committee.

-- 2008 REGULAR SESSION --

- Feb 5 LG - Majority; 2nd substitute bill be substituted, do pass.
- Feb 6 Passed to Rules Committee for second reading.

**HB 1453-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Grant, Haler, Moeller, Hankins, and Linville)

Regarding points of diversion under a water right. (AS OF HOUSE 2ND READING 2/1/2008)

Provides that the department of ecology shall not approve a change in the point of diversion prescribed in a permit if it will result in a negative impact on fish habitat or archaeological sites.

Authorizes the department of ecology to approve a change of the point of diversion prescribed in a permit to appropriate water for a beneficial use to a point of diversion that is located in the same pool of the main stem of the Columbia and Snake rivers, and is an approved intake structure, if the ownership, purpose of use, season of use, and place of use of the permit remain the same.

-- 2007 REGULAR SESSION --

- Feb 12 Public hearing in committee.
- Feb 21 Executive session in committee. AGNR - Majority; 1st substitute bill be substituted, do pass. Minority; do not pass.
- Feb 26 Passed to Rules Committee for second reading.
- Mar 8 Placed on second reading by Rules Committee.
- Mar 15 Returned to Rules Committee for second reading.

-- 2008 REGULAR SESSION --

- Jan 14 By resolution, reintroduced and retained in present status.
- Jan 29 Placed on second reading by Rules Committee.
- Feb 1 1st substitute bill substituted. Floor amendment(s) adopted.

- Rules suspended. Placed on Third Reading.  
Third reading, passed; yeas, 96; nays, 0; absent, 0; excused, 2.  
-- IN THE SENATE --
- Feb 5 First reading, referred to Water, Energy & Telecommunications.
- HB 2088-S** by House Committee on Early Learning & Children's Services (originally sponsored by Representatives Darneille, Pettigrew, Ericks, Kenney, O'Brien, Appleton, Campbell, Pedersen, Linville, Moeller, Green, Schual-Berke, Simpson, Ormsby, and Roberts)
- Extends foster care for certain youth beyond age eighteen and creates programs for them.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Gives the department the authority to allow youth reaching age eighteen to return to foster care within six months of leaving foster care for the purposes provided in RCW 74.13.031(10)(b)(i). If a youth, under age nineteen, leaves foster care before receiving his or her high school diploma, he or she may return to foster care within six months of leaving for the purpose of receiving his or her high school diploma or GED. A youth eligible to return to foster care under this provision must sign a voluntary placement agreement with the department before returning to foster care.  
Requires the Washington state institute for public policy to: (1) Conduct a national review of state programs for youth transitioning out of foster care covering state policies on eligibility requirements for continued foster care, age thresholds for transitioning services, types of services provided, and use of state funds to supplement federal moneys for transitioning youth; and  
(2) Survey foster youth and foster parents in Washington to provide information on how well current services are meeting the needs of youth transitioning out of foster care.
- 2007 REGULAR SESSION --
- Feb 23 Public hearing in committee.
- 2008 REGULAR SESSION --
- Feb 4 ELCS - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 5 Referred to Appropriations.
- HB 2142-S** by House Committee on Commerce & Labor (originally sponsored by Representatives Linville, Conway, Morrell, Chase, Kenney, Moeller, Santos, and Ormsby)
- Providing legal redress for targets of workplace bullying, abuse, and harassment.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Provides legal redress for state employees who have been harmed, psychologically, physically, or economically, by being deliberately subjected to abusive work environments.  
Provides legal incentives for the state, as an employer, to prevent and respond to mistreatment of state employees at work.
- 2008 REGULAR SESSION --
- Feb 5 CL - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 6 Referred to Appropriations.
- HB 2449-S** by House Committee on Commerce & Labor (originally sponsored by Representatives Pettigrew, Conway, Goodman, Kagi, Haler, Priest, Morrell, Green, Appleton, Sullivan, Wood, Sells, Williams, Haigh, Campbell, Simpson, Wallace, Barlow, Ormsby, Kessler, Jarrett, Dunshee, Walsh, Hudgins, Moeller, VanDeWege, Blake, Hasegawa, Hunt, Liias, Miloscia, McIntire, Kenney, Santos, Cody, Nelson, Rolfes, Chase, and Darneille)
- Providing collective bargaining for child care center directors and workers.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Creates a new type of collective bargaining for child care center directors and workers whereby they can come together and bargain with the state over matters within the state's purview and support for improving the quality of child care for the state's families.
- 2008 REGULAR SESSION --
- Feb 4 CL - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 5 Referred to Appropriations.
- HB 2547-S** by House Committee on Judiciary (originally sponsored by Representatives Dunshee, Lantz, Appleton, Moeller, Williams, Eddy, Roberts, Hudgins, Campbell, Nelson, Sullivan, Upthegrove, Chase, and Simpson)
- Preventing cruelty to canines.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Includes within the crime of unlawful use of dogs the commanding or directing of a dog in a person's control to injure or kill a canine for exhibition or entertainment.
- 2008 REGULAR SESSION --
- Feb 5 JUDI - Majority; 1st substitute bill be substituted, do pass.
- Feb 6 Passed to Rules Committee for second reading.
- HB 2554-S** by House Committee on Finance (originally sponsored by Representatives Dickerson and McIntire)
- Requiring lid lift ballot propositions to expressly indicate a permanent increase to the levy base.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Provides, after a levy authorized pursuant to this act is made, the dollar amount of such levy may not be used for the purpose of computing the limitations for subsequent levies provided for in chapter 84.55 RCW, unless the ballot proposition expressly states that the levy will be used for this purpose.
- 2008 REGULAR SESSION --
- Feb 6 FIN - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.

- Feb 8 Passed to Rules Committee for second reading.
- HB 2577-S** by House Committee on Local Government (originally sponsored by Representative Simpson)
- Exempting regional growth centers from concurrency requirements.
- (DIGEST OF PROPOSED 1ST SUBSTITUTE)
- Allows local jurisdiction to approve development that causes the level of service on a locally owned transportation facility to decline below standards adopted in the transportation element if: (1) The proposed development is within a designated regional growth center; (2) The legislative authority of the jurisdiction exempts the regional growth center from the concurrency requirements of this act; (3) The proposed development utilizes transferred development rights originating from a rural area or from agricultural or forest lands designated under RCW 36.70A.170; and (4) The jurisdiction has adopted in its comprehensive plan and development regulations long-term strategies to support and fund mobility within the regional growth center, including alternative modes of transportation.
- 2008 REGULAR SESSION --
- Feb 4 LG - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 5 Passed to Rules Committee for second reading.
- HB 2609-S** by House Committee on Finance (originally sponsored by Representatives McIntire and Condotta)
- Concerning the use of digital image technology in property revaluation plans.
- (DIGEST OF PROPOSED 1ST SUBSTITUTE)
- Allows, as part of a revaluation plan approved by the department of revenue, county assessors to employ the use of digital image technology for physical inspections. Digital image technology shall only be used in the valuation of property when the property has been damaged through natural disaster, the assessor cannot gain access to the property, or the property is located in an extremely remote region.
- Provides this act applies to taxes levied for collection in 2009 and thereafter.
- 2008 REGULAR SESSION --
- Feb 6 FIN - Majority; 1st substitute bill be substituted, do pass.
- HB 2676-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Morris, Quall, Linville, and Pearson)
- Exempting dairy farms subject to the national pollutant discharge elimination system from shellfish protection district charges.
- (DIGEST OF PROPOSED 1ST SUBSTITUTE)
- Provides a dairy animal feeding operation with a certified dairy nutrient management plan as required in chapter 90.64 RCW shall be subject to fees, rates, or charges by a shellfish protection district of no more than five hundred dollars in a calendar year.
- Provides if rates or fees are collected under RCW 90.72.070 for implementation of the shellfish protection district program, the annual report shall provide sufficient detail of the expenditure of the revenue collected to ensure compliance with RCW 90.72.070.
- 2008 REGULAR SESSION --
- Feb 5 AGNR - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 6 Passed to Rules Committee for second reading.
- HB 2800-S** by House Committee on Select Committee on Environmental Health (originally sponsored by Representatives Chase, Hunt, Eickmeyer, Wood, and Goodman)
- Regarding the use and disposal of mercury-added products.
- (DIGEST OF PROPOSED 1ST SUBSTITUTE)
- Requires all state-funded public agency facilities, including but not limited to educational institutions, to recycle their fluorescent lamps.
- Prohibits, effective June 30, 2009, state-funded agency facilities' sale or purchase of bulk mercury.
- Requires the department of ecology, in consultation with the solid waste advisory committee created under RCW 70.95.040, to conduct research and develop recommendations for implementing and financing mercury-added general purpose lighting recycling program.
- Provides that the department of ecology, in consultation with the United States environmental protection agency, shall study the feasibility of the development of a national repository for mercury.
- 2008 REGULAR SESSION --
- Feb 5 ENVH - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 6 Referred to Appropriations.
- HB 3104-S2** by House Committee on Finance (originally sponsored by Representatives Pedersen, Hankins, Moeller, Walsh, Linville, Takko, Upthegrove, Kessler, Jarrett, Ericks, Wallace, Grant, Eickmeyer, Quall, Clibborn, Dunshee, Lantz, Sullivan, Simpson, Blake, Hunter, Roberts, Rolfes, Williams, Sells, Schual-Berke, Springer, Eddy, Hunt, Hudgins, Santos, Cody, Seaquist, Fromhold, Nelson, McIntire, Chase, Hasegawa, Appleton, Darneille, Haigh, Sommers, Dickerson, Kirby, Wood, Flannigan, Conway, Goodman, Kenney, Kagi, Ormsby, Loomis, McCoy, Barlow, O'Brien, Pettigrew, Morris, Liias, and VanDeWege)
- Expanding rights and responsibilities for domestic partnerships.
- (DIGEST OF PROPOSED 2ND SUBSTITUTE)
- Expands the rights and responsibilities for domestic partnerships, including provisions that address notice, public officials, public assistance, judicial process, veterans, community property, taxes, guardianship, probate and trusts, dissolution, and reciprocity.

-- 2008 REGULAR SESSION --

- Feb 6 FIN - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.  
Feb 8 Passed to Rules Committee for second reading.

**HB 3361** by Representatives Grant, McIntire, Fromhold, Linville, and Newhouse

Providing a deduction for property used in the growing, processing, bottling, or selling of wine.

Allows a deduction from a taxable estate for property used in the growing, processing, bottling, or selling of wine.

-- 2008 REGULAR SESSION --

- Feb 8 First reading, referred to Finance.