



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 14

SIXTY-FIRST LEGISLATURE

Friday, January 30, 2009

19th Day - 2009 Regular Session

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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.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2009>.

House Bills

HB 1777 by Representatives Cody, Orcutt, Herrera, Green, Morrell, Jacks, Probst, and Moeller
Concerning certificates of need.
Requires certificates of need for certain hospitals.
-- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Health Care & Wellness.

HB 1778 by Representative Blake; by request of Department of Fish and Wildlife
Modifying various provisions of Title 77 RCW.
Modernizes certain provisions of Title 77 RCW regarding fish and wildlife.
-- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Agriculture & Natural Resources.

HB 1779 by Representatives Appleton, Roach, Wood, Lias, and Quall
Clarifying rental car company charges, surcharges, and fees to be included in rental car agreements.
Declares that: (1) There are car rental agreements entered into between car rental companies and their customers that include fees in addition to the rental rate and taxes; and

(2) It is the intent of the legislature that such fees be clearly and separately stated in such agreements.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 1780 by Representatives Priest, O'Brien, Moeller, Johnson, Morrell, Pedersen, Green, Appleton, Goodman, and Sullivan

Repealing the expiration date for the version of RCW 70.48.130 that provides for the continuation of current practice regarding the financial responsibility for costs of medical care provided to arrestees.

Repeals the expiration date for the version of RCW 70.48.130 that provides for the continuation of current practice regarding the financial responsibility for costs of medical care provided to arrestees.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to General Government Appropriations.

HB 1781 by Representatives Goodman, Moeller, O'Brien, Green, Ormsby, and Wood

Increasing the proportion of state public defense funding that constitute city moneys.

Increases the proportion of state public defense funding that constitutes city moneys.

Decreases the proportion of state public defense funding that constitutes county moneys.

- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Judiciary.
- HB 1782** by Representatives Goodman, Roberts, Walsh, Dickerson, Darneille, Kagi, and Nelson
Concerning parent participation in dependency matters.
Declares an intent to promote greater awareness among parents in dependency cases of the risks created by failure to participate in their child's case over the long term.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Early Learning & Children's Services.
- HB 1783** by Representatives Liias, Williams, Hunt, White, Pedersen, Darneille, Appleton, Green, Santos, and Ormsby
Regarding the legislative youth advisory council.
Eliminates the expiration of the legislative youth advisory council.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to State Government & Tribal Affairs.
- HB 1784** by Representatives Liias, Chase, Hasegawa, Appleton, and Ormsby
Expanding the authority of the public disclosure commission to include the open public meetings act and the open public records act.
Expands the public disclosure commission's authority by including the open public meetings act and the open public records act.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to State Government & Tribal Affairs.
- HB 1785** by Representatives Armstrong, O'Brien, Condotta, and Kelley; by request of Washington State Patrol
Concerning the chief for a day program.
Authorizes the Washington state patrol to participate in the chief for a day program.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Public Safety & Emergency Preparedness.
- HB 1786** by Representatives Ormsby, Campbell, Hunt, Hasegawa, Dunshee, Conway, Sullivan, Van De Wege, Chase, and Wood
Defining independent contractor for purposes of prevailing wage.
Defines "independent contractor" for purposes of prevailing wage.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Commerce & Labor.
- HB 1787** by Representative Kelley
Regarding political advertising sponsor identification.
Declares an intent to improve disclosure to voters by requiring, as part of the communication, identification of the controlling person and top contributors in instances where an individual or entity establishes one or more political committees as a vehicle to receive and pass through funds.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to State Government & Tribal Affairs.
- HB 1788** by Representatives O'Brien, Bailey, Smith, Blake, Herrera, Warnick, Sells, Hope, Morrell, and McCune; by request of Attorney General
Expanding provisions relating to vulnerable adults.
Revises provisions regarding crimes against vulnerable adults.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Health Care & Wellness.
- HB 1789** by Representatives Dammeier, O'Brien, Dickerson, Hurst, Klippert, Morrell, Orwall, Green, Walsh, and Darneille; by request of Department of Corrections
Allowing the department of corrections to rely upon jail certification in the calculation of release dates for offenders.
Entitles the department of corrections to rely solely on the jail certification to determine the amount of presentence earned release time due. A disparity between the amount of presentence time served as certified by the jail and the amount of presentence time served as ordered in the judgment and sentence does not constitute an apparent or manifest error of law for purposes of determining the amount of presentence earned release time due.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Human Services.
- HB 1790** by Representatives O'Brien, Hurst, Dickerson, Orwall, Green, Morrell, Dammeier, Klippert, Walsh, Darneille, Kelley, Probst, and Hudgins; by request of Department of Corrections
Including domestic violence court order violations to the list of offenses eligible for notification.
Includes a violation of a domestic violence court order to the list of offenses eligible for notification.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Human Services.
- HB 1791** by Representatives Dickerson, O'Brien, Hurst, Green, Dammeier, Morrell, Orwall, Walsh, and Wood; by request of Department of Corrections
Clarifying certain community custody and drug offender sentencing alternative sentencing provisions.
Clarifies sentencing provisions regarding certain community custody and drug offender sentencing alternatives.
- 2009 REGULAR SESSION --
Jan 29 First reading, referred to Human Services.

HB 1792 by Representatives Dickerson, O'Brien, Hurst, Morrell, Orwall, Green, Dammeier, Klippert, Walsh, Kelley, and Ormsby; by request of Department of Corrections

Establishing search and arrest authority provisions of offenders by department of corrections personnel.

Provides that, for the safety and security of department of corrections' staff, an offender may be required to submit to pat searches or other limited security searches by community corrections officers, correctional officers, and other agency approved staff, without reasonable cause, when present on department premises or vehicles.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Human Services.

HB 1793 by Representatives Williams, Goodman, Nelson, White, Pedersen, Roberts, Upthegrove, and Eddy

Addressing alternative student transportation.

Establishes a safe routes to school program within the department of transportation.

Requires the department of transportation to administer a competitive grant program for the safe routes to school program.

Creates a statewide advisory committee within the department of transportation to create and refine grant criteria and review and recommend grant applications to the department for the grant program.

Requires the department of transportation to: (1) Fund an ongoing state center to provide information, resources, outreach, training, and program evaluation support to grantees awarded grants under the grant program;

(2) Contract with a nonprofit or a consortium of nonprofits that demonstrate an expertise in alternative transportation programs and policies, including implementation of the safe routes to school program; and

(3) Coordinate evaluation methods and findings with those of the national center for safe routes to school in order to standardize program evaluation, measure Washington's progress to that of other states, and learn from safe routes to school programs across the country.

Provides funding for the safe routes to school program from various sources.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 1794 by Representative Moeller

Concerning the calculation of child support.

Modifies the calculation of the child support obligation for each parent.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

HB 1795 by Representatives Liias, Roach, Rodne, Goodman, and Sullivan; by request of Washington State Patrol

Establishing chapter 46.55 RCW as the exclusive remedy for any claims resulting from the impoundment of a motor vehicle.

Clarifies that the procedures and remedies contained in RCW 46.55.120 (redemption of vehicles--sale of unredeemed property--improper impoundment) are intended to be the exclusive remedy for any claim based on impoundment at the direction of a law enforcement officer or governmental agency, and any civil cause of action for damages based on impoundment at the direction of a law enforcement officer or governmental agency is abolished.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

HB 1796 by Representatives Goodman, Green, and Ormsby

Addressing drug-related overdose prevention and treatment.

Addresses drug-related overdose prevention and treatment.

-- 2009 REGULAR SESSION --

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

HB 1797 by Representatives White, Priest, Springer, Anderson, Miloscia, Nelson, McCoy, Rodne, Simpson, and Sullivan

Examining rural and resource lands.

Declares an intent to provide for an examination of the environmental, economic, and social consequences of current and expected patterns of growth in rural and resource lands, and to secure a common understanding of associated factors. The legislature intends for this examination to result in a widely accepted strategy for identifying how best to maintain the character of rural and resource lands in ways that: (1) Support the goals of the growth management act and the Puget Sound regional council's vision 2040, goals and objectives that direct growth into existing cities and towns;

(2) Respect landowner rights, values, and concerns;

(3) Assist in maintaining forest and farmlands; and

(4) Support Puget Sound restoration activities.

Requires the William D. Ruckelshaus center, subject to funding for this purpose, to conduct an examination of policies guiding the maintenance of rural character and resource lands in Washington.

Creates the rural and resource lands study account.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Local Government & Housing.

HB 1798 by Representatives Miloscia, Hunt, Seaquist, Green, Darneille, Liias, Pettigrew, Conway, Kenney, and Hudgins

Allowing voter registration up to and on election day.

Allows voter registration up to and on election day.

Requires the county auditors and the secretary of state to devise and implement a uniform statewide system that will allow for voter registration under RCW 29A.08.145 (late registration, special procedure) and protect ballot integrity beginning May 1, 2011. The system must provide for the sequestering of a ballot issued pursuant to RCW 29A.08.145 until the county auditor has verified the new voter registration by the secretary of state pursuant to RCW 29A.

08.107 (review by secretary of state). Only after the verification of the new registration has been completed shall the ballot be tabulated.

-- 2009 REGULAR SESSION --

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

HB 1799 by Representatives Campbell, Pettigrew, Moeller, Chase, and Wood

Reducing the release of mercury into the environment.

Requires all state-funded public agency facilities including learning institutions to recycle their end-of-life mercury-added general purpose lights.

Requires all commercial, industrial, and retail facilities and office buildings to recycle their end-of-life mercury-added general purpose lights.

Prohibits certain sales or purchases and deliveries of bulk mercury, including sales through the internet or sales by private parties.

Requires the department of ecology to: (1) Participate in national and global mercury forums to advocate reduction of global emissions and permanent isolation of elemental mercury;

(2) In consultation with the United States environmental protection agency, study the feasibility of the development of a national repository for mercury;

(3) In consultation with the solid waste advisory committee created under RCW 70.95.040, conduct research and develop recommendations for the implementation and financing of a convenient and effective mercury-added general purpose light recycling program for residents, small businesses, small government agencies, charities, and schools throughout the state;

(4) Consult with stakeholders, including persons who represent retailers of mercury-added general purpose lights, waste haulers, mercury-added general purpose light recyclers, mercury-added general purpose light manufacturers, cities, counties, environmental organizations, public interest organizations, and other interested parties that have a role or interest in the recycling of mercury-added general purpose lights;

(5) Assess ways for a convenient and effective statewide recycling program for mercury-added general purpose lights to be established and financed;

(6) Consider alternatives that utilize the infrastructure and system established in chapter 81.77 RCW (solid waste collection companies) when developing collection systems for general purpose mercury-added lights; and

(7) Develop a description of what could be accomplished voluntarily and what would require the adoption of rules or legislation if needed to implement the recommended statewide recycling program for mercury-added general purpose lights.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Environmental Health.

HB 1800 by Representatives Green, O'Brien, McCune, Anderson, and Sullivan

Limiting mandatory overtime for corrections officers and sergeants.

Prohibits requiring a corrections officer or sergeant employed by a city or county jail located in a county with a

population of more than one million five hundred thousand from working more than four hours of overtime per day.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 1801 by Representatives Green, Williams, McCune, O'Brien, and Sullivan

Providing interest arbitration for employees of juvenile court services administered under RCW 13.20.060.

Provides interest arbitration for employees of juvenile court services administered under RCW 13.20.060 (transfer of administration of juvenile court services to county executive--authorized--advisory board--procedure).

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 1802 by Representatives Hudgins, Simpson, Sullivan, and Moeller

Concerning collector vehicles.

Allows an individual to purchase up to two collector vehicles per year that are production vehicles manufactured by a major vehicle manufacturer if certain criteria are met.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

HB 1803 by Representatives Hudgins, Hasegawa, Santos, Chase, and Ormsby

Protecting persons with disabilities from harassment.

Protects persons with disabilities from harassment.

-- 2009 REGULAR SESSION --

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

HB 1804 by Representatives Hudgins, Morris, and Van De Wege

Concerning tax incentives for the production, distribution, sale, and use of alcohol fuel, wood biomass fuel, biodiesel fuel, and biodiesel feedstock.

Requires a person claiming a tax preference that requires a survey under section 8 of the act to file a complete annual survey with the department of revenue by March 31st of the year following any calendar year in which a person becomes eligible to claim the tax preference.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Technology, Energy & Communications.

HB 1805 by Representatives Kirby and Chase

Limiting fees on small loans when a licensee has loaned a borrower an aggregate of seven hundred dollars in the previous thirty days.

Prohibits a licensee from charging an additional fee on a small loan to a borrower if the licensee has loaned the borrower an aggregate of seven hundred dollars in the previous thirty days.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Financial Institutions & Insurance.

HB 1806 by Representatives Kirby, Santos, and Chase

Limiting the amount of small loans to an aggregate of seven hundred dollars.

Limits the amount of small loans to an aggregate of seven hundred dollars.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Financial Institutions & Insurance.

HB 1807 by Representative Kelley

Prohibiting the making of small loan rollovers.

Defines "rollover" in chapter 31.45 RCW (check cashers and sellers).

Prohibits a licensee from making a small loan that is a rollover.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Financial Institutions & Insurance.

HB 1808 by Representatives Hinkle, Morrell, Bailey, Green, and Kelley

Creating an interdisciplinary work group with faculty from a paramedic training program and an associate degree nursing program.

Requires the state board for community and technical colleges to identify a community or technical college that offers both a paramedic training program and an associate degree in nursing program to create an interdisciplinary work group with faculty from each program to review the training and curriculum of both programs to establish a set of recognized course equivalencies or skill competencies between the programs.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Higher Education.

HB 1809 by Representatives Chase and Moeller

Reducing the release of mercury into the environment.

Requires all state-funded public agency facilities including learning institutions to recycle their end-of-life mercury-added general purpose lights.

Requires all commercial, industrial, and retail facilities and office buildings to recycle their end-of-life mercury-added general purpose lights.

Prohibits certain sales or purchases and deliveries of bulk mercury, including sales through the internet or sales by private parties.

Requires the department of ecology to: (1) Participate in national and global mercury forums to advocate reduction of global emissions and permanent isolation of elemental mercury;

(2) In consultation with the United States environmental protection agency, study the feasibility of the development of a national repository for mercury;

(3) In consultation with the solid waste advisory committee created under RCW 70.95.040, conduct research and develop recommendations for the implementation and

financing of a convenient and effective mercury-added general purpose light recycling program for residents, small businesses, small government agencies, charities, and schools throughout the state;

(4) Consult with stakeholders, including persons who represent retailers of mercury-added general purpose lights, waste haulers, mercury-added general purpose light recyclers, mercury-added general purpose light manufacturers, cities, counties, environmental organizations, public interest organizations, and other interested parties that have a role or interest in the recycling of mercury-added general purpose lights;

(5) Assess ways for a convenient and effective statewide recycling program for mercury-added general purpose lights to be established and financed;

(6) Consider alternatives that utilize the infrastructure and system established in chapter 81.77 RCW (solid waste collection companies) when developing collection systems for general purpose mercury-added lights; and

(7) Develop a description of what could be accomplished voluntarily and what would require the adoption of rules or legislation if needed to implement the recommended statewide recycling program for mercury-added general purpose lights.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Environmental Health.

HB 1810 by Representatives Flannigan, Campbell, Green, Conway, Morrell, Kirby, and McCune

Authorizing a local sales and use tax for parks and recreation, trails, and open space allocation.

Authorizes a local sales and use tax for parks and recreation, trails, and open space allocation.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Finance.

HB 1811 by Representatives Hinkle, Haler, Short, Kretz, Chandler, Ericksen, Kristiansen, Chase, and McCune

Defining small hydroelectric generation as an eligible renewable resource under RCW 19.285.030.

Amends the definition of "eligible renewable resource" in chapter 19.285 RCW (the energy independence act) to include electricity from hydroelectric generation facilities located in the Pacific Northwest that have a rated capacity of fifty megawatts or less.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Technology, Energy & Communications.

HB 1812 by Representatives Newhouse, Conway, Chandler, Moeller, and Sullivan

Concerning wine labels.

Regulates information on wine labels.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 1813 by Representatives Hunt, Probst, Priest,

Sullivan, Lias, Quall, Carlyle, Kelley, Santos, and Ormsby
Regarding establishing and meeting graduation and reengagement goals.

Declares it is the goal of the state that by 2020: (1) Ninety-five percent of students must graduate from high school in four years; and

(2) Sixty percent of youth who have dropped out of school must be reengaged in education and be college and work ready.

Directs the office of the superintendent of public instruction to establish a state-level building bridges advisory committee.

Requires the state board of education to: (1) Establish annual graduation rate targets for schools and school districts in order to meet the graduation rate goal;

(2) Establish annual targets for youth who have dropped out of school in order to meet the reengagement goal; and

(3) In consultation with the office of the superintendent of public instruction and the building bridges advisory committee, make recommendations to the legislature on a focused assistance program and incentives for school districts to improve their high school graduation rate.

Directs the workforce training and education coordinating board to provide advice to the building bridges advisory committee on how best to reengage older youth who have dropped out of school and help them become college and work ready.

Requires the workforce training and education coordinating board, the state board for community and technical colleges, the employment security department, the department of community, trade, and economic development, the department of health, the department of social and health services, and the family policy council to collaborate with other state agencies and organizations to meet state graduation rate goals and help reduce the dropout rate, in accordance with the act.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Education.

HB 1814 by Representatives Kenney, Wood, Green, Conway, Hunt, Hasegawa, Simpson, Ormsby, Williams, Sells, Miloscia, Darneille, Santos, Chase, and Hudgins

Regarding farm labor contracting activities.

Revises provisions regarding farm labor contracting activities.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Commerce & Labor.

HB 1815 by Representatives Sullivan, Orcutt, Hinkle, Simpson, Blake, Kristiansen, Haigh, Ericks, Van De Wege, Hope, Newhouse, Roach, Armstrong, Morrell, Takko, Campbell, McCune, and Rolfes

Concerning current use valuation under the property tax open space program.

Expands the definition of "farm and agricultural land" for current use valuation under the open space tax program to certain crops that have a harvest expected within fifteen years.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Finance.

HB 1816 by Representatives Morrell, Bailey, Eddy, Rodne, Crouse, and Hudgins

Regarding wireless phone numbers used by directory providers.

Revises provisions regarding wireless phone numbers used by directory providers.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Technology, Energy & Communications.

HB 1817 by Representatives Hunt, Cox, Appleton, Conway, Dunshee, Green, Moeller, Williams, Chase, and Quall

Attaining a world class K-12 educational system.

Declares that the purpose of the act is to establish a new funding system for the state's public schools. Over the next six years the state will provide adequate resources for school districts to maintain educational programs that give all students the opportunity to meet the state's educational standards. The new system will be more transparent and will allow greater flexibility to districts to determine which educational programs best meet the needs of their students. Districts will have more flexibility in spending state funds but will be held accountable to meet designated performance outcomes for all of their students. School districts and schools that do not meet designated performance outcomes will receive progressive levels of support and assistance with less flexibility as they work to improve their student outcomes.

Creates the permanent commission for quality education in Washington to oversee the new system and make recommendations to the legislature each year on the funding needed to meet the state's definition of basic education and to review and update the definition of basic education as needed.

Directs the office of the superintendent of public instruction to provide staff and maintain web pages for the commission.

Creates the full funding of basic education account.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Education Appropriations.

HB 1818 by Representatives Dickerson, Orcutt, Hunter, and Carlyle

Clarifying that multiple qualified buildings are eligible for the high technology retail sales and use tax deferral.

Amends chapter 82.63 RCW (tax deferrals for high technology businesses) to clarify that the deferral applies to an otherwise qualifying project involving a single deferral application covering multiple lessors leasing separate buildings to a single qualifying lessee.

Provides that the act applies to deferral applications received by the department of revenue after June 30, 2007.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Finance.

HB 1819 by Representatives Upthegrove, Dunshee, Dickerson, McCoy, Rolfes, Eddy, Hunt, White, Appleton, Carlyle, Darneille, Kagi, Pedersen, Conway,

Sells, Nelson, Chase, and Ormsby; by request of Governor Gregoire

Reducing greenhouse gas emissions.
Reduces greenhouse gas emissions.

-- 2009 REGULAR SESSION --

Jan 29 Held on first reading.

House Joint Memorials

HJM 4004-S by House Committee on Transportation (originally sponsored by Representatives Van De Wege, Kessler, Rodne, Lias, Takko, Hurst, Jacks, Hasegawa, Kelley, Eddy, Seaquist, McCoy, Appleton, Hudgins, Morrell, Hope, Sullivan, and Nelson)

Naming a certain portion of state route number 110 the "Operations Desert Shield and Desert Storm Memorial Highway."

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requests the Washington state transportation commission to commence proceedings to name a certain portion of state route number 110 the "Operations Desert Shield and Desert Storm Memorial Highway" to honor the service and sacrifices of all who served in that war.

-- 2009 REGULAR SESSION --

Jan 27 TR - Majority; 1st substitute bill be substituted, do pass.
Public hearing in the House Committee on Transportation at 3:30 PM.

Jan 29 Passed to Rules Committee for second reading.

HJM 4008 by Representatives Wallace, Simpson, Clibborn, Morris, Lias, Darneille, Moeller, Santos, and Wood

Requesting increased funding and legislative actions to advance transportation services to those with special transportation needs.

Requests increased funding and legislative actions to advance transportation services to those with special transportation needs.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

Senate Bills

SB 5012-S by Senate Committee on Judiciary (originally sponsored by Senators Kilmer, Swecker, Haugen, King, Sheldon, Marr, Kauffman, McAuliffe, Parlette, and Roach)

Directing the Washington state patrol to develop a plan to assist in the recovery of missing persons.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Directs the Washington state patrol, within existing resources, to develop and implement a plan to assist in the recovery of missing persons.

-- 2009 REGULAR SESSION --

Jan 21 Public hearing in the Senate Committee on Judiciary at 3:30 PM.

Jan 29 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5171-S by Senate Committee on Judiciary (originally sponsored by Senators Kline and Rockefeller; by request of Uniform Legislation Commission)

Modifying the Washington principal and income act of 2002.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the Washington principal and income act of 2002.

-- 2009 REGULAR SESSION --

Jan 23 Public hearing in the Senate Committee on Judiciary at 1:30 PM.

Jan 29 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5689 by Senators Ranker, Haugen, and Marr

Requiring the joint transportation committee to conduct a comprehensive research and analysis effort on transportation funding.

Requires the joint transportation committee, subject to funding, to conduct a comprehensive research effort analyzing the feasibility and practicality of implementing mid-term and long-term funding methodologies identified in the 2007 long-term transportation financing study, as well as other approaches identified by the committee.

Expires June 30, 2011.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 5690 by Senators Swecker and Jacobsen

Assisting small forest landowners to keep their land in active working forestry.

Finds that: (1) The total acreage of forest land owned and managed by small forest landowners is diminishing at an alarming rate;

(2) The loss of forest land has a direct negative impact on fish, wildlife, water quality, water resources, and the ecology of the state's watersheds and near shore marine environments;

(3) Current forest practices regulations have resulted in an unanticipated disproportionate economic impact on small forest landowners; and

(4) The forest and fish law, adopted in 1999, envisioned a path by which small forest landowners could satisfy environmental protections by implementing forest practices that differ from the default forest practices rules. Lewis county, together with a nonprofit partner, has developed an alternate approach for the small forest landowners living within its jurisdiction to satisfy the environmental safeguards of the current forest practices rules in a document entitled the "Family Forest Habitat Conservation Plan." This plan details alternate harvest restrictions that are specifically tailored to the unique local geography of Lewis county and

are designed to be the equivalent of the environmental protections of the default forest practices rules while providing a lower administrative burden to small forest landowners.

Declares an intent to reaffirm the legislature's commitment to assisting small forest landowners to keep their land in active working forestry and to recognize that the alternate harvest restrictions developed by Lewis county in the family forest habitat conservation plan represents the commitment to science and to the protection of aquatic life originally envisioned in alternate harvest restrictions.

-- 2009 REGULAR SESSION --

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

SB 5691 by Senators Brandland, Jacobsen, Shin, and Parlette

Increasing boating safety.

Declares an intent to: (1) Reduce boating fatalities and injuries, and increase the general safety of Washington's waterways by implementing the recommendations of recent state studies regarding the enhancement of boating safety; and

(2) Improve boating safety by focusing on increased support to marine law enforcement as recommended in the various studies.

Requires the state parks and recreation commission, within existing funds, to develop a plan to implement certain recommendations regarding boating safety and marine law enforcement.

-- 2009 REGULAR SESSION --

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

SB 5692 by Senators Honeyford, Hatfield, Holmquist, Morton, and Delvin

Regarding sufficient cause for the nonuse of water.

Revises the definition of "sufficient cause" relevant to the nonuse of water.

-- 2009 REGULAR SESSION --

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

SB 5693 by Senators Hobbs, Hewitt, Schoesler, Zarelli, Berkey, Hatfield, McCaslin, Shin, Carrell, Becker, and Benton

Removing the requirement to purchase art for public buildings during the 2009-2011 biennium.

Removes the requirement to purchase art for public buildings during the 2009-2011 biennium.

Expires June 30, 2011.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

SB 5694 by Senators McAuliffe, Oemig, Brandland, and Shin; by request of Washington State Patrol

Modifying provisions relating to record checks using fingerprints.

Modifies provisions regarding record checks using fingerprints.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Early Learning & K-12 Education.

SB 5695 by Senators Oemig, Swecker, Ranker, Tom, Shin, and Haugen; by request of Washington State Patrol

Authorizing the Washington state patrol to accept donations.

Authorizes the Washington state patrol to accept donations.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 5696 by Senators Kauffman and McDermott

Requiring rural county library district boards in counties with populations of one million five hundred thousand or more to have seven appointed members.

Requires the county legislative authority to appoint seven members for rural county library district boards in counties with populations of one million five hundred thousand or more.

-- 2009 REGULAR SESSION --

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

SB 5697 by Senator Honeyford

Concerning the issuance of horseless carriage plates to trailers more than forty years old.

Authorizes a horseless carriage plate to be issued for any trailer more than forty years old.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 5698 by Senators Murray, Kohl-Welles, and Delvin

Regulating soil and wetland science professions.

Regulates soil and wetland science professions.

Takes effect January 1, 2011.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5699 by Senators Franklin, Kline, and Parlette

Concerning the office of public guardianship.

Authorizes the office of public guardianship to offer training to individuals who, in the judgment of the public guardianship administrator or the administrator's designee, are likely to provide services under chapter 2.72 RCW.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

SB 5700 by Senators Hargrove, Carrell, Regala, Brandland, Stevens, Tom, and Shin; by request of Department of Corrections

Establishing search and arrest authority provisions of offenders by department of corrections personnel.

Provides that, for the safety and security of department of corrections' staff, an offender may be required to submit to pat searches or other limited security searches by community corrections officers, correctional officers, and other agency approved staff, without reasonable cause, when present on department premises or vehicles.

-- 2009 REGULAR SESSION --

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

SB 5701 by Senators Regala, Carrell, Brandland, Stevens, and Tom; by request of Department of Corrections

Allowing the department of corrections to rely upon jail certification in the calculation of release dates for offenders.

Entitles the department of corrections to rely solely on the jail certification to determine the amount of presentence earned release time due. A disparity between the amount of presentence time served as certified by the jail and the amount of presentence time served as ordered in the judgment and sentence does not constitute an apparent or manifest error of law for purposes of determining the amount of presentence earned release time due.

-- 2009 REGULAR SESSION --

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

SB 5702 by Senators Hargrove, Brandland, Regala, Stevens, and Tom; by request of Department of Corrections

Clarifying certain community custody and drug offender sentencing alternative sentencing provisions.

Clarifies sentencing provisions regarding certain community custody and drug offender sentencing alternatives.

-- 2009 REGULAR SESSION --

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

SB 5703 by Senators Hargrove, Carrell, Regala, Brandland, Stevens, Shin, and Kohl-Welles; by request of Department of Corrections

Including domestic violence court order violations to the list of offenses eligible for notification.

Includes a violation of a domestic violence court order to the list of offenses eligible for notification.

-- 2009 REGULAR SESSION --

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

SB 5704 by Senators Swecker, Becker, Stevens, and Roach

Concerning creation of a flood district by three or more counties.

Provides a process for creation of a flood district by three or more counties.

-- 2009 REGULAR SESSION --

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

SB 5705 by Senator Swecker

Regarding voting rights in special districts.

Modifies provisions regarding voting rights in special districts.

-- 2009 REGULAR SESSION --

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

SB 5706 by Senator Swecker

Regarding unreasonable use of force on children.

Adds to the list of actions presumed unreasonable when used to correct or restrain a child.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Judiciary.

SB 5707 by Senators Keiser, Marr, Kohl-Welles, and Parlette

Concerning child immunization exemptions.

Requires certain documents for child immunization exemptions.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Health & Long-Term Care.

SB 5708 by Senators Eide, Franklin, and Kline

Authorizing a mileage-based motor vehicle liability policy.

Provides that any policy that grants the coverage required for a motor vehicle liability policy may also grant lawful coverage based on mileage-based factors. A mileage-based motor vehicle liability policy must be approved by the insurance commissioner.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Financial Institutions, Housing & Insurance.

SB 5709 by Senators Murray, Honeyford, King, and Marr

Concerning craft winery development.

Establishes a license for a craft winery.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5710 by Senator Jacobsen; by request of Washington State University

Authorizing the board of regents at each state university to establish tuition fees rates.

Authorizes the board of regents of each state university to establish tuition fees rates for its students.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Higher Education & Workforce Development.

SB 5711 by Senators Jacobsen and Benton

Concerning a right to a live performance of Taps at a veteran's funeral.

Declares an intent to provide the option of a live performance of Taps at every veteran's funeral.

Requires the Washington state arts commission to identify and maintain a list of trumpet players who are qualified to play Taps at veterans' funerals.

Requires the department of veterans affairs to hire trumpeters from the list maintained by the Washington state arts commission and to pay a fee of one hundred dollars per performance.

-- 2009 REGULAR SESSION --

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

SB 5712 by Senator Jacobsen

Adding speed violations on certain arterial streets to the traffic safety camera law.

Encourages the state's largest urban area to use traffic safety cameras for the purpose of detecting speeding violations at locations with the highest pedestrian, bicycle, and vehicular traffic accident history.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 5713 by Senators Kastama, Shin, King, and McCaslin

Providing a business and occupation tax credit for participants in the Washington manufacturing innovation and modernization extension service program.

Provides a business and occupation tax credit for participants in the Washington manufacturing innovation and modernization extension service program.

Expires July 1, 2019.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Economic Development, Trade & Innovation.

SB 5714 by Senators Tom, Jarrett, and Shin

Providing conditional funding for teachers to pursue national board for professional teaching standards certification.

Provides conditional funding for teachers to pursue national board for professional teaching standards certification.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Early Learning & K-12 Education.

SB 5715 by Senators Honeyford, King, and Shin

Regarding residential educational programs for juveniles found to be gang members.

Requires a program of education to be provided for by the department of social and health services and the several school districts of the state for common school age persons who have been found to be a criminal street gang associate or member as defined in RCW 9.94A.030.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Early Learning & K-12 Education.

SB 5716 by Senator McCaslin

Regarding election requirements for the creation of municipal wards.

Authorizes the qualified electors or the council of a noncharter code city to divide the city into wards or change the boundaries of existing wards at any time not within three months previous to a municipal general election.

-- 2009 REGULAR SESSION --

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

SB 5717 by Senators Schoesler and Sheldon

Modifying provisions related to the distribution of tax proceeds from thermal electric generating facilities.

Modifies provisions regarding the distribution of tax proceeds from thermal electric generating facilities.

-- 2009 REGULAR SESSION --

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

SB 5718 by Senators Regala, Stevens, Holmquist, Hobbs, Carrell, and Hatfield; by request of Attorney General

Concerning the commitment of sexually violent predators. Addresses the commitment of sexually violent predators.

-- 2009 REGULAR SESSION --

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

SB 5719 by Senators Swecker and Brown

Modifying title and registration requirements for kit vehicles.

Revises title and registration requirements for kit vehicles.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SB 5720 by Senators Hewitt, Hobbs, Brandland, and Shin

Including stepchildren in tuition waivers for children of veterans and national guard members.

Includes stepchildren in tuition waivers for children of veterans and national guard members.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Higher Education & Workforce Development.

SB 5721 by Senators Tom, Hobbs, Oemig, Jarrett, McAuliffe, Pridemore, Shin, and Kohl-Welles

Changing school levy provisions.

Revises school levy provisions.

Recognizes that school districts request voter approval for two-year through four-year levies based on their projected levy capacities at the time that the levies are submitted to the voters.

Declares an intent to permit school districts with voter-approved maintenance and operation levies to seek an

additional approval from the voters, if subsequently enacted legislation would permit a higher levy.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

SB 5722 by Senators Sheldon, Honeyford, McAuliffe, Hargrove, Hobbs, Morton, Hatfield, and Brandland

Excluding certain state forest land revenues from the basic education allocation.

Excludes certain state forest land revenues from the basic education allocation.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Ways & Means.

SB 5723 by Senators Kastama, Shin, and Swecker

Providing support for small business assistance.

Provides support for small business assistance.

Creates the business assistance account.

Authorizes the Washington State University small business development center to use funds from the business assistance account to support satellite offices, increase the assistance, including the number of small business plan workshops and business counselors, available to small and start-up businesses, and develop new assistance programs.

Requires the department of revenue, upon issuing a registration certificate under RCW 82.32.030, to collect a business assistance fee of five dollars to be deposited in the business assistance account.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Economic Development, Trade & Innovation.

SB 5724 by Senator Pridemore

Concerning the generation of electricity from biomass energy that is a renewable resource.

Authorizes a county legislative authority to: (1) Construct, purchase, or acquire a facility to generate electricity from biomass energy that is a renewable resource under RCW 19.285.030; and

(2) Regulate and control the use, distribution, sale, and price of the electricity produced.

-- 2009 REGULAR SESSION --

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

SB 5725 by Senator Keiser

Concerning health benefit plan coverage for organ transplants.

Provides that a health benefit plan that is issued or renewed on or after January 1, 2010, and that provides coverage for organ transplants, may not permit a separate lifetime limit on transplants.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Health & Long-Term Care.

SB 5726 by Senators Kline and Swecker; by request of

Department of Ecology and Department of Community, Trade, and Economic Development

Clarifying the integration of shoreline management act policies with the growth management act.

Clarifies the integration of shoreline management act policies with the growth management act.

-- 2009 REGULAR SESSION --

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

SB 5727 by Senators McDermott, Oemig, Fairley, Sheldon, Shin, and Roach

Prohibiting the providing of false information to voters.

Provides that a person is guilty of a gross misdemeanor who, within the fifteen days preceding any special, primary, or general election, knowingly provides false information to a registered voter regarding the date of an election, the voter's poll site location, or the date by which an absentee ballot must be mailed in order for the ballot to be validly counted.

-- 2009 REGULAR SESSION --

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

SB 5728 by Senators McDermott, Fairley, Oemig, Pridemore, and Shin

Concerning elections to fill the remainder of unexpired terms of office for certain statewide elected officials.

Revises provisions regarding elections to fill the remainder of unexpired terms of office for certain statewide elected officials.

-- 2009 REGULAR SESSION --

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

SB 5729 by Senators Sheldon, Hewitt, and Schoesler

Concerning alcohol sales.

Declares that the state of Washington currently contracts out part of its retail sales by allowing contract liquor stores to sell liquor. Further contracting out of the state's retail liquor sales will result in a system that is more efficient than public sector retailing.

Declares an intent to close a portion of the state's retail liquor stores, to contract out their operation to private individuals, and to monitor the impact of the store closures.

Directs the liquor control board, notwithstanding any other provision of law, to implement the closure of twenty-five state liquor stores between July 1, 2010, and December 1, 2010.

Creates a task force on the contracting out of liquor to advise the liquor control board as it implements further contracting out of liquor stores.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5730 by Senators Keiser, Pflug, and Kohl-Welles

Enhancing federal financing of health coverage.

Enhances federal financing of health coverage.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Health & Long-Term Care.

SB 5731 by Senators Keiser and Pflug

Distributing health plan information.

Authorizes a health carrier, as defined in RCW 48.43.005, to explore alternative, efficient methods to ensure enrollees have access to information including, but not limited to, web site alerts, postcard mailings, and electronic communication in lieu of printed materials.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Health & Long-Term Care.

SB 5732 by Senators Kline, McCaslin, Regala, and Hargrove

Concerning traffic infractions for drivers whose licenses or privileges are suspended or revoked.

Modifies provisions regarding traffic infractions for drivers whose licenses or privileges are suspended or revoked.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Judiciary.

SB 5733 by Senator Kastama

Modifying tax credits for research and development expenditures.

Modifies tax credits for research and development expenditures.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Economic Development, Trade & Innovation.

SB 5734 by Senators Kilmer, Delvin, and Shin; by request of Higher Education Coordinating Board

Making certain current higher education tuition-setting practices permanent.

Makes certain current higher education tuition-setting practices permanent.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Higher Education & Workforce Development.

SB 5735 by Senators Rockefeller, Hargrove, Jacobsen, Ranker, Fraser, Keiser, Jarrett, Swecker, Franklin, Shin, Kohl-Welles, Regala, McAuliffe, and Kline; by request of Governor Gregoire

Reducing greenhouse gas emissions.

Reduces greenhouse gas emissions.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Environment, Water & Energy.

SB 5736 by Senators Rockefeller, Kohl-Welles,

Pridemore, Berkey, Kastama, Shin, Jacobsen, Brandland, Hatfield, Keiser, McAuliffe, and Kline

Concerning sales and use tax preferences for electric vehicles and electric vehicle infrastructure.

Provides, until June 30, 2013, sales and use tax exemptions for: (1) Electric vehicles, electric vehicle batteries, and electric vehicle infrastructure installation; and (2) Vehicle fleets that are certified as an evergreen fleet.

Expires the existing sales and use tax exemptions for vehicles powered by clean alternative fuel on June 30, 2013.

Provides a tiered partial exemption for retail electric vehicle sales that begins July 1, 2013, and is phased out by July 1, 2023.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Environment, Water & Energy.

SB 5737 by Senators Regala, Brandland, Sheldon, Carrell, Hobbs, Stevens, Pridemore, Schoesler, and Tom

Concerning compliance with sales, use, and business and occupation tax requirements.

Prohibits a city of the first class, the city council of a second-class city, the council of a town, and a code city from requiring a business to be licensed if the only activity conducted within such city or town by the business is the delivery, including delivery by common carrier and delivery by the business's own vehicle, of tangible personal property sold by the business.

Prohibits a city from imposing a business and occupation tax on a person if the only activity conducted within the city by the person is the delivery, including delivery by common carrier and delivery by the person's own vehicle, of tangible personal property sold by the person.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Ways & Means.

Senate Joint Memorials

SJM 8005 by Senators Holmquist, Roach, Hewitt, Morton, Carrell, McCaslin, King, Becker, Stevens, Delvin, Swecker, and Benton

Requesting that the words "under God" remain in the Pledge of Allegiance.

Requests officers of the executive and legislative branches of both the federal and state governments to continue their efforts to ensure that the words "under God" remain in the Pledge of Allegiance.

-- 2009 REGULAR SESSION --
 Jan 29 First reading, referred to Government Operations & Elections.

SJM 8006 by Senator Zarelli

Requesting that state route number 502 be named the "Battle Ground Highway" and that a portion of state route number 503 be named the "Lewisville Highway."

Requests the Washington state transportation commission to commence proceedings to name state route

number 502 the Battle Ground Highway and to name a portion of state route number 503 the Lewisville Highway.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.

SJM 8007 by Senators Tom, Oemig, and Jarrett

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

Requests the Washington state transportation commission to commence proceedings to name the NE 116th Street overcrossing of Interstate 405 in Kirkland the Kollin Nielsen Memorial Bridge.

-- 2009 REGULAR SESSION --

Jan 29 First reading, referred to Transportation.