

HOUSE BILL REPORT

2SHB 1728

As Passed House:

March 4, 2023

Title: An act relating to creating a statewide resiliency program.

Brief Description: Creating a statewide resiliency program.

Sponsors: House Committee on Appropriations (originally sponsored by Representatives Donaghy, Rule, Reeves, Morgan, Ramel, Reed and Leavitt).

Brief History:

Committee Activity:

Innovation, Community & Economic Development, & Veterans: 2/8/23, 2/15/23 [DPS];

Appropriations: 2/22/23, 2/24/23 [DP2S(w/o sub ICEV)].

Floor Activity:

Passed House: 3/4/23, 68-28.

Brief Summary of Second Substitute Bill

- Requires the Military Department to develop and administer a disaster resilience program.

HOUSE COMMITTEE ON INNOVATION, COMMUNITY & ECONOMIC DEVELOPMENT, & VETERANS

Majority Report: The substitute bill be substituted therefor and the substitute bill do pass. Signed by 11 members: Representatives Ryu, Chair; Rule, Vice Chair; Barnard, Assistant Ranking Minority Member; Christian, Corry, Cortes, Paul, Senn, Shavers, Street and Waters.

Minority Report: Without recommendation. Signed by 3 members: Representatives Volz, Ranking Minority Member; Chambers and Ybarra.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

Staff: Cassie Jones (786-7303).

HOUSE COMMITTEE ON APPROPRIATIONS

Majority Report: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Innovation, Community & Economic Development, & Veterans. Signed by 28 members: Representatives Ormsby, Chair; Bergquist, Vice Chair; Gregerson, Vice Chair; Macri, Vice Chair; Stokesbary, Ranking Minority Member; Corry, Assistant Ranking Minority Member; Berg, Chandler, Chopp, Connors, Couture, Davis, Dye, Fitzgibbon, Harris, Lekanoff, Pollet, Riccelli, Rude, Ryu, Sandlin, Senn, Simmons, Slatter, Springer, Steele, Stonier and Tharinger.

Minority Report: Without recommendation. Signed by 2 members: Representatives Chambers, Assistant Ranking Minority Member; Schmick.

Staff: Jessica Van Horne (786-7288).

Background:

The Military Department, under the direction of the Adjutant General, administers the state's comprehensive program of emergency management. The Adjutant General is responsible for developing a comprehensive, all-hazard emergency plan for the state, known as the Comprehensive Emergency Management Plan, that includes an analysis of natural, technological, or human-caused hazards and procedures to coordinate state and local resources in responding to such hazards.

Summary of Second Substitute Bill:

The Emergency Management Division (EMD) within the Military Department must develop and administer a disaster resilience program. The program should include:

- methods for ensuring ongoing coordination of state and local disaster resilience and response activities, including:
 - coordinating funding to maximize federal, state, local, and private investments;
 - serving as a public and private disaster resilience resource center;
 - enhancing interagency collaboration, education, and outreach programs; and
 - identifying and leveraging respective roles, authorities, and expertise of agencies;
- strategies for addressing the impacts of all hazards, both natural and human-caused, such as border closures, including:
 - developing, coordinating, and communicating disaster resilience initiatives and projects across state agencies and local governments on hazards and issues where there is not another lead agency for coordinating resilience activities, including projects that give special consideration to exclave communities;

- conducting policy research and recommendations related to enhancing disaster resilience;
- coordinating research, data collection, and analysis;
- researching economic tools to address disaster resilience; and
- recommending investments to mitigate risks from all threats and hazards; and
- participating and collaborating in interagency efforts to advance statewide climate resilience activities, including collaborating on the development of a statewide strategy and identifying opportunities to leverage funding to advance solutions that improve the resilience of communities, infrastructure, and ecosystems.

Before July 1, 2025, the EMD must provide a report to the Governor and the appropriate committees of the Legislature on the overall progress of disaster resilience efforts for the hazards and issues where there is not another lead agency for coordinating resilience activities. Other agencies with responsibilities for resilience activities are encouraged to include an update on their efforts and any associated policy recommendations as an appendix to the report.

"Resilience" is defined as the ability to prepare, mitigate, plan for, withstand, recover from, and more successfully adapt to adverse events and changing conditions, and reorganize in an equitable manner that results in a new and better condition.

"Disaster resilience" is defined as resilience within the critical infrastructure sectors of emergency services, communications, critical government facilities, transportation, critical manufacturing, commercial facilities, chemical manufacturing and distribution, water and wastewater treatment, and dams, excluding power generation.

Appropriation: None.

Fiscal Note: Available.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.

Staff Summary of Public Testimony (Innovation, Community & Economic Development, & Veterans):

(In support) Coordination is key when dealing with a disaster. This bill is designed to allow the EMD to support a program to identify hazards and prepare to face them. All agencies should coordinate in a way that works for each one. Climate resiliency is a top priority. Coordination is important so there is support for the coordination aspects of this bill. Scientists and land managers have seen firsthand the impacts of the changing climate. There is concern about overlapping policies. Property insurance is financial resiliency and a key component of economic development. Property insurance markets are under tremendous pressure from the cost of damage caused by natural disasters. A few states have

had special sessions to address the crisis. The overall costs of insurance claims from damaging events are a significant factor in the availability and affordability of property insurance. This bill will help Washington become more resilient. More resilience will help maintain a healthy property insurance market.

(Opposed) None.

(Other) There is support for the policy goal of the bill to have the EMD conduct disaster resiliency activities, but there is concern that the bill duplicates climate resiliency activities of other agencies in other bills. Suggested amendments would clarify agencies' roles and responsibilities. Washington's hazard profile includes several natural and human-caused hazards. The state is dealing with these in increasing numbers and severity. Low frequency but high impact geologic events are also a risk. There is a need to continue to build resilience in the state. Many state agencies have resiliency programs and initiatives, but there are many sectors that are not covered. There is a lot more work that needs to be done. One mitigation dollar results in \$6 to \$8 in savings when disaster strikes. Creating a resiliency program within the EMD may help enable the state to recover more quickly from disasters when they occur.

Staff Summary of Public Testimony (Appropriations):

(In support) Investing in resiliency will improve the quality of life for Washingtonians. Every dollar spent on disaster mitigation will save the state by lowering disaster recovery costs. These savings will extend to both the public and private sectors.

(Opposed) None.

Persons Testifying (Innovation, Community & Economic Development, & Veterans):

(In support) Representative Brandy Donaghy, prime sponsor; David Forte, Office of the Insurance Commissioner; and Skippy Shaw, The Nature Conservancy.

(Other) Robert Ezelle, Military Department, Emergency Management Division; and Jennifer Hennessey, Department of Ecology.

Persons Testifying (Appropriations): Representative Cindy Ryu.

Persons Signed In To Testify But Not Testifying (Innovation, Community & Economic Development, & Veterans): None.

Persons Signed In To Testify But Not Testifying (Appropriations): None.