

# of the State of Washington

## **DIGEST SUPPLEMENT**

To Legislative Digest and History of Bills **Supplement No. 6\*** 

#### FIFTY-EIGHTH LEGISLATURE

Tuesday, January 21, 2003

9th Day - 2003 Regular

SENATE				HOUSE			
SB 5207 SB 5208 SB 5209 SB 5210 SB 5211 SB 5212 SB 5213 SB 5214 SB 5215 SB 5216 SB 5217 SB 5216 SB 5217 SB 5218 SB 5219 SB 5220 SB 5221 SB 5222 SB 5222 SB 5223	SB 5224 SB 5225 SB 5226 SB 5227 SB 5228 SB 5229 SB 5230 SB 5231 SB 5232 SB 5233 SB 5233 SB 5234 SB 5235 SB 5236 SB 5237 SB 5238 SB 5239 SB 5240	SB 5241 SB 5242 SB 5243 SB 5244 SB 5245 SB 5246 SB 5246 SB 5249 SB 5250 SB 5251 SB 5251 SB 5252 SB 5253 SB 5254 SB 5255 SB 5255 SB 5256 SB 5257	SB 5258 SB 5259 SB 5260 SB 5261 SB 5262 SB 5263 SJR 8207 SJR 8208	HB 1136 HB 1137 HB 1138 HB 1139 HB 1140 HB 1141 HB 1142 HB 1143 HB 1144 HB 1145 HB 1146 HB 1147 HB 1148 HB 1149 HB 1150 HB 1151	HB 1153 HB 1154 HB 1155 HB 1156 HB 1157 HB 1158 HB 1159 HB 1160 HB 1161 HB 1162 HB 1163 HB 1163 HB 1165 HB 1166 HB 1167 HB 1168 HB 1169	HB 1170 HB 1171 HB 1172 HB 1173 HB 1174 HB 1175 HB 1176 HB 1177 HB 1178 HB 1179 HB 1180 HB 1181 HB 1182 HB 1183 HB 1184 HB 1185 HB 1186	HB 1187 HB 1188 HB 1189 HB 1190 HB 1191 HB 1192 HB 1193 HJM 4006 HJR 4201 HJR 4202

## LIST OF BILLS IN DIGEST SUPPLEMENTS

#### **House Bills**

HB 1136 by Representatives Flannigan, Ericksen, Armstrong, McIntire, Condotta, Wallace, Dunshee and Cooper

Concerning distributions from the outdoor recreation account.

Implements the recommendations of the state parks and outdoor recreation funding task force relating to the use of the outdoor recreation account.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Capital Budget.

HB 1137 by Representatives Wallace, Ericksen, Grant, Armstrong, Dunshee, Cooper, Moeller, Haigh, Lantz and Rockefeller

Creating the corps of discovery pass.

Encourages the state parks and recreation commission to develop a corps of discovery pass to generate revenues to be used to reopen, operate, and maintain Central Ferry, Chief Timothy, Lyons Ferry, and Crow Butte state parks.

Authorizes the commission to develop a corps of discovery pass that is valid in lieu of parking fees that are required at sites designated by the commission along the Lewis and Clark trail.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Fisheries, Ecology & Parks.

HB 1138 by Representatives McIntire, Ericksen, Armstrong, Dunshee, Cooper, Anderson, O'Brien, Haigh, Kenney, Lantz, McDermott and Chase

Reestablishing the state parks and outdoor recreation funding task force.

Directs the task force to conduct a thorough evaluation of the organizational structures and service delivery of the outdoor recreation sites and programs managed by the state parks and recreation commission, the department of fish and wildlife, and the department of natural resources. The task force shall make recommendations to the legislature by December 1, 2004 identifying priorities for managing state parks and outdoor recreation lands and stable long-term funding to adequately support those activities.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Fisheries, Ecology & Parks.

HB 1139 by Representatives McIntire, Ericksen, Armstrong, Wallace, Dunshee, Cooper, Anderson, O'Brien, Haigh, Kenney, Lantz, Morrell, Rockefeller and Chase

Creating the evergreen recreation pass.

Finds that the creation of a single renewable annual recreation parking pass may result in many more people visiting a number of recreation sites within the state because of better maintained facilities and increased awareness of recreation opportunities.

Declares an intent to create an evergreen recreation pass that will be available to serve as a renewable annual recreation parking pass for state-owned recreation sites in lieu of day-use parking fees, that this recreation parking pass will be widely available, and that the purchase of this pass is optional for members of the general public.

Declares an intent to encourage coordination with federal natural resource recreational land managers and neighboring states to develop a regional recreational parking pass.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Fisheries, Ecology & Parks.

HB 1140 by Representatives McIntire, Dunshee, Cooper, Moeller, Wood, Lantz and Chase

Allowing counties to increase funding for properties acquired through conservation futures.

Increases funding for the operation and maintenance of open space, agricultural, and timber lands acquired through the conservation futures program.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

HB 1141 by Representatives McIntire, Dunshee, Cooper, O'Brien, Kenney, Lantz, Hudgins, Kagi, Chase and Upthegrove

Making the construction, development, or major rehabilitation of public parks eligible for loans or guarantees through the public works assistance account.

Makes the construction, development, or major rehabilitation of public parks eligible for loans or guarantees through the public works assistance account.

## -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Capital Budget.

HB 1142 by Representatives McIntire, Armstrong,
Dunshee, Cooper, O'Brien, Kenney,
Linville, Kagi and Chase

Funding capital improvements and maintenance of state parks and outdoor recreation lands.

Declares it is the policy of the state to provide a dedicated source of funding for capital improvements and maintenance of state parks and outdoor recreation lands to protect the state's investment in these lands.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Fisheries, Ecology & Parks.

HB 1143 by Representatives Carrell, Talcott, McMahan, Haigh and Mielke

Requiring information sharing between school personnel and law enforcement agencies.

Provides that, when school personnel become aware of facts or allegations regarding misconduct on school grounds by a student, teacher, or other school employees and reasonably believe that such misconduct, if proven, would

constitute a criminal offense, the school shall immediately release such information to the local law enforcement agency.

Declares that willful failure to comply with this provision may constitute an offense under chapter 9A.76 RCW. School personnel participating in good faith in complying with this provision are immune from any liability arising out of the release of information.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Juvenile Justice & Family Law.

HB 1144 by Representatives Haigh, Sump, Cooper, Armstrong, Pearson, McDermott and Chase; by request of Department of Fish and Wildlife

Allowing the department of fish and wildlife to use approved controlled substances for chemical capture programs.

Finds that wildlife management often requires the department of fish and wildlife to immobilize individual animals in order for the animals to be moved, treated, examined, or for other legitimate purposes.

Finds that it is often necessary for the department to use certain controlled substances to accomplish these purposes.

Provides that the department of fish and wildlife, in coordination with the board of pharmacy, should be enabled to use approved controlled substances in order to accomplish its legitimate wildlife management goals.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Fisheries, Ecology & Parks.

HB 1145 by Representatives Eickmeyer, Delvin, Pettigrew, Carrell, Upthegrove, Haigh and McMahan

Changing provisions relating to the placement of juveniles under the age of eighteen who have been convicted as adults.

Provides that an offender under the age of eighteen who has been convicted in adult criminal court and committed to a term of confinement at the department of corrections must be evaluated by the secretary of corrections upon the offender's initial intake and classification to determine if the offender is eligible to be transferred to a juvenile facility under this act.

Directs the secretary of corrections to consult with the secretary of the department of social and health services when making the evaluation.

Requires the secretary of corrections and the secretary of the department of social and health services to jointly develop screening criteria for the transfer of offenders under this act.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Juvenile Justice & Family Law.

HB 1146 by Representatives Berkey, Romero, Jarrett, Miloscia, Schindler, McDonald, Benson, Mielke, Wallace, Linville, Wood, Kessler, Chase and McMahan

Adding a rental housing owner to the affordable housing advisory board.

Adds a rental housing owner to the affordable housing advisory board.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Trade & Economic Development.

HB 1147 by Representatives Dickerson, Delvin, McDonald, O'Brien, Kagi and Chase

Creating a youthful offender sentencing alternative.

Declares that an offender is eligible for the youthful offender sentencing alternative if: (1) The offender has been convicted in adult criminal court pursuant to RCW 13.04.030(1)(e)(v) of any charge other than murder in the first degree or murder in the second degree;

- (2) The offender has no prior convictions for any serious violent offense; and
- (3) The offender has not previously been transferred to the department of corrections from a facility for juveniles under RCW 13.40.280.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Juvenile Justice & Family Law.

HB 1148 by Representatives Dickerson, Delvin and O'Brien

Adopting the revised interstate compact for juveniles.

Adopts the revised interstate compact for juveniles.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Juvenile Justice & Family Law.

**HB 1149** by Representatives Alexander, Schindler and McMahan

Revising the rate of interest on certain tort judgments.

Amends RCW 4.56.115 and 4.56.110 relating to post

judgment interest on tort judgments.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1150 by Representatives Hatfield, Cairnes, Roach, Cooper, Benson, Haigh, Schual-Berke and Simpson; by request of Insurance Commissioner

Selling single premium credit insurance.

Provides that an insurer or licensee may not issue or sell any single premium credit insurance product in connection with a residential mortgage loan unless: (1) The term of the single premium credit insurance policy is the same as the term of the loan;

- (2) The debtor is given the option to buy credit insurance paid with monthly premiums; and
- (3) The single premium credit insurance policy provides for a full refund of premiums to the debtor if the credit insurance is canceled within sixty days of the date of the loan.

Jan 20 First reading, referred to Financial Institutions & Insurance.

HB 1151 by Representatives Lovick, Lantz, Jarrett, Miloscia, Delvin, Moeller, Wallace, Simpson and Upthegrove

Regulating the keeping of dangerous wild animals.

Provides that possessors who currently possess dangerous wild animals will be permitted to keep the dangerous wild animal if they are in compliance with this act, but no new dangerous wild animal other than those possessed prior to the effective date of this act shall be brought into possession under authority of a personal possession permit in the state of Washington.

Declares that it is unlawful for any person to own, possess, keep, harbor, bring into the state, have in one's possession, act as a custodian, or have custody or control of a dangerous wild animal, except in compliance with this act.

Requires a possessor of a dangerous wild animal to maintain liability insurance coverage in an amount of not less than two hundred fifty thousand dollars for each occurrence for liability damages for destruction of or damage to property and death or bodily injury to a person caused by the dangerous wild animal. The possessor of a dangerous wild animal shall provide a copy of the policy for liability insurance to the animal control authority on an annual basis.

Provides that a city or county may adopt an ordinance governing dangerous wild animals that is more restrictive than this act.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1152 by Representatives Haigh, Woods, Miloscia, Armstrong, Hunt, Nixon, Shabro, Sehlin and Anderson; by request of Secretary of State

Revising funding of the archives division.

Revises provisions pertaining to funding of the archives division.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1153 by Representatives Haigh, Miloscia, Armstrong, Hunt, Nixon, Shabro and Mielke; by request of Secretary of State

Managing confidential records.

Provides that public records of a confidential character must be managed as follows: (1) Records that have a confidential character while in the possession of the original agency, commission, committee, or any other entity of state or local government retain their confidential character after transfer to the state archives unless the archivist, with the concurrence of originating jurisdiction, determines that the records must be made accessible to the public under proper and reasonable rules adopted by the secretary of state.

(2) A record that is transferred to archives under this chapter and has a confidential character is open to inspection and available for copying after the expiration of seventy-five years from creation of the record.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1154 by Representatives Haigh, Woods, Miloscia, Armstrong, Hunt, Nixon, Shabro, Sehlin, Tom, Wallace, Conway and McDermott; by request of Secretary of State

Funding oral history and archives activities.

Authorizes the secretary of state to solicit and accept gifts, grants, conveyances, bequests, and devises of real or personal property, or both, in trust or otherwise, and sell, lease, exchange, invest, or expend these donations or the proceeds, rents, profits, and income from the donations except as limited by the donor's terms.

Declares that moneys received under this act may be used only for the following purposes: (1) Conducting oral histories;

- (2) Archival activities; and
- (3) Washington state library activities.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1155 by Representatives Hunt, Armstrong, Ruderman, McDermott, Tom, Nixon, Wallace, Shabro, Haigh, Rockefeller, Anderson, McCoy, Kenney, Mielke, Linville, Conway, Hudgins, Woods, Kagi, Chase and Upthegrove; by request of Secretary of State

Authorizing a pilot project for military and overseas voters to vote over the Internet.

Authorizes a pilot project for military and overseas voters to vote over the Internet.

## -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1156 by Representatives Miloscia, Armstrong, Ruderman, Hunt, Kenney, Nixon, Shabro, Haigh, Rockefeller, Cairnes, Simpson, McDermott, Tom, Moeller, Anderson, O'Brien, Benson, Carrell, Mielke, Schual-Berke, Wallace, Hudgins, Kessler, Campbell and Upthegrove; by request of Secretary of State

Requiring timely mailing of ballots.

Requires the county auditor to mail absentee ballots to each voter who has submitted a request nineteen days before the primary or election at least eighteen days before the primary or election. For a request for an absentee ballot received after the nineteenth day before the election, the ballot must be mailed or delivered not later than the next business day.

Provides that the county auditor shall make every effort to mail ballots to overseas and service voters earlier than eighteen days before a primary or election.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1157 by Representatives Hunt, Armstrong, Shabro, McDermott, Tom, Haigh, Clements, Cairnes, Simpson, Kenney, Schual-Berke and Upthegrove; by request of Secretary of State

Regulating actions on the validity of ballot measures.

Establishes provisions regulating actions on the validity of ballot measures.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1158 by Representatives Miloscia, Shabro, Hunt, Haigh, McDermott, Tom and Kenney; by request of Secretary of State

Enhancing voting systems certification.

Revises provisions to enhance voting systems certification.

Declares that a person is guilty of a gross misdemeanor punishable under chapter 9A.20 RCW who knowingly: (1) Tampers with or impedes the use of any form of electronic voting or vote recording system; or

(2) Tampers with or impedes access to a vote reporting or election results reporting system.

Repeals RCW 29.33.340.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1159 by Representatives Miloscia, Armstrong, Hunt, Tom, Shabro, Haigh and McDermott; by request of Secretary of State

Reorganizing election laws.

Reorganizes election laws.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1160 by Representatives Miloscia, Armstrong, Wallace, Tom, Shabro, Haigh, McDermott and Anderson; by request of Secretary of State

Harmonizing election crimes and penalties.

Makes provisions relating to election crimes and penalties compatible.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1161 by Representatives McDermott, Shabro, Tom, Anderson, Kenney, Wallace and Linville; by request of Secretary of State

Administering funds received under the Help America Vote

Creates the election account in the state treasury, to be administered by the secretary of state. The following money must be deposited into this account: (1) Amounts received from the federal government under Public Law 107-252 (October 29, 2002), known as the "Help America Vote Act of 2002," including any amounts received under subsequent amendments to the act;

- (2) Amounts appropriated or otherwise made available by the state legislature for the purposes of carrying out activities for which federal funds are provided to the state under Public Law 107-252, including any amounts received under subsequent amendments to the act;
- (3) Such other amounts as may be appropriated by the legislature to the account.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1162 by Representative Murray; by request of Governor Locke

Making 2001-03 supplemental transportation appropriations. Provides 2001-03 supplemental transportation appropriations.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

HB 1163 by Representative Murray; by request of Governor Locke

Making 2003-05 transportation appropriations.

Makes 2003-05 transportation appropriations.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

HB 1164 by Representatives Kessler, Pflug, Ruderman, Alexander, Cody, Moeller, Campbell, Clibborn, Morrell, Armstrong, Clements, Delvin, McDonald, Berkey, Haigh, Kenney, Hankins, Conway, Rockefeller, Simpson, Chase and McMahan

Authorizing optometrists to use and prescribe approved drugs for diagnostic or therapeutic purposes without limitation upon the methods of delivery in the practice of optometry.

Authorizes optometrists to use and prescribe approved drugs for diagnostic or therapeutic purposes without limitation upon the methods of delivery in the practice of optometry.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1165 by Representatives Dunshee and Alexander; by request of Governor Locke

Making appropriations and authorizing expenditures for capital improvements.

Provides appropriations and authorizes expenditures for capital improvements.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Capital Budget.

HB 1166 by Representatives Haigh, Sullivan, McCoy, Kenney, Simpson and Chase

Providing transportation to the lieutenant governor's spouse for activities conducted on behalf of the state.

Directs the chief of the Washington state patrol to provide security and protection for the lieutenant governor's spouse to the extent and in the manner the governor and the chief of the Washington state patrol deem adequate and appropriate.

Jan 20 First reading, referred to State Government.

**HB 1167** by Representatives Veloria, Roach, Kenney, DeBolt, Eickmeyer, Anderson, Chase and Upthegrove

Creating the legislative international trade account.

Creates the account to provide funding and expenditures for legislative trade hosting and mission activities.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Trade & Economic Development.

HB 1168 by Representatives Hunt, Haigh, Romero and McDermott

Revising the requirements for obtaining and removing signatures on an initiative or referendum petition.

Revises the requirements for obtaining and removing signatures on an initiative or referendum petition.

Requires a person who attempts to obtain the signature of a voter on an initiative or referendum petition that is governed by chapter 29.79 RCW to disclose to the voter whether the person is being paid to obtain signatures on the petition before the person requests that the voter sign the petition.

Requires a person who obtains the signature of a voter on an initiative or referendum petition that is governed by this chapter to, before the voter signs the petition, accurately describe to the voter the effect that the initiative or referendum will have upon the law of this state.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1169 by Representatives Hunt, Haigh, Tom, McDermott, Romero and Wallace

Revising the requirements for obtaining signatures on an initiative or referendum petition.

Requires a person who attempts to obtain the signature of a voter on an initiative or referendum petition that is governed by chapter 29.79 RCW to disclose to the voter whether the person is being paid to obtain signatures on the petition before the person requests that the voter sign the petition.

Requires a person who obtains the signature of a voter on an initiative or referendum petition that is governed by this chapter to, before the voter signs the petition: (1) Accurately describe to the voter the effect that the initiative or referendum will have upon the law of this state; and

(2) Provide to the voter a comprehensive summary of the initiative or referendum, in writing, that has been approved by the secretary of state pursuant to this act.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1170 by Representatives Romero, Hunt, Cooper, Simpson and Chase

Limiting restrictions on residential day-care facilities.

Provides that, no city, town, or county may enact, enforce, or maintain an ordinance, development regulation,

zoning regulation, or official control, policy, or administrative practice that prohibits the use of a residential dwelling, located in an area zoned for residential or commercial use, as a family day-care provider's facility serving twelve or fewer children.

Authorizes a city, town, or county to require that the facility: (1) Comply with all building, fire, safety, health code, and business licensing requirements;

- (2) conform to lot size, building size, setbacks, and lot coverage standards applicable to the zoning district except if the structure is a legal nonconforming structure:
- if the structure is a legal nonconforming structure;
  (3) is certified by the office of child care policy licensor as providing a safe passenger loading area;
- (4) include signage, if any, that conforms to applicable regulations; and
- (5) limit hours of operations to facilitate neighborhood compatibility, while also providing appropriate opportunity for persons who use family day-care who work a nonstandard work shift.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Local Government.

HB 1171 by Representatives Romero, Moeller, Upthegrove, Cooper, Simpson, Jarrett, Ruderman, O'Brien, Cody, Linville, Kagi and Chase

Establishing green building programs.

Declares that the goals of the state of Washington, consistent with executive order 02-03, are to site, design, construct, renovate, operate, and maintain state buildings that are models of energy, water, and materials efficiency, while providing healthy, productive, and comfortable indoor environments and long-term benefits to the state's residents.

Intends the sustainable building goal to be implemented in a cost-effective manner, while considering externalities, identifying economic and environmental performance measures, determining cost savings, using life cycle costing, and adopting an integrated systems approach.

Intends to authorize and direct that public agencies adopt the United States green building council leadership in energy and environmental design green building rating system.

Declares an intent that this rating system guide the siting, design, construction, operation, and maintenance of state-funded major facilities entering into the predesign process after July 1, 2003.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

hb 1172 by Representatives Romero, Haigh, Hunt, Upthegrove and McDermott

Reducing signatures required for an initiative to the legislature.

Provides that this act takes effect January 1, 2004, if the proposed amendment to Article II, section 1 of the state Constitution (HJR --) is validly submitted to and is approved and ratified by the voters at a general election held in November 2003. If the proposed amendment is not approved and ratified, this act is void in its entirety.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1173 by Representatives Veloria, Conway and Chase

Revising provisions for the office of the Washington state trade representative.

Provides that the office shall: (1) Review and analyze proposed and enacted international trade agreements and provide an assessment of the impact of the proposed or enacted agreement on Washington's businesses and firms;

- (2) Provide input to the office of the United States trade representative in the development of international trade, commodity, and direct investment policies that reflect the concerns of the state of Washington;
- (3) Serve as liaison to the legislature on matters of trade policy oversight including, but not limited to, updates to the legislature regarding the status of trade negotiations, trade litigation, and the impacts of trade policy on Washington state businesses;
- (4) Work with the international trade division of the department of community, trade, and economic development and the international marketing program of the Washington state department of agriculture to develop a statewide strategy designed to increase the export of Washington goods and services, particularly goods and services from small and medium-sized businesses; and
- (5) Conduct other activities the governor deems necessary to promote international trade and foreign investment within the state.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Trade & Economic Development.

**HB 1174** by Representatives Veloria, Lantz, Kenney and McMahan

Requiring assistant attorneys general to study trafficking issues.

Provides that the attorney general must require assistant attorneys general, especially those assistant attorneys general who have the department of social and health services as a client agency, to study trafficking issues so they can develop a better understanding and an expertise on these issues. They must also study appropriate punishments, ways to give priority to trafficking offenses, and ways to protect trafficking victims.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1175 by Representatives Veloria, Roach, O'Brien, Conway, Clements, Lantz, Linville, Moeller, Delvin, Benson, Darneille, Kenney, Kessler, Simpson, Chase, McMahan and Upthegrove

Prohibiting trafficking in persons.

Establishes penalties for trafficking in persons.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1176 by Representatives Schual-Berke, Kagi, Conway, Hunter, Ruderman, Dunshee, Linville, McCoy, Kenney, Fromhold, McIntire, Cody, Miloscia, Chase, Hunt, Moeller, Hatfield, Berkey, O'Brien, Darneille, Cairnes, Sommers, Wallace, Clibborn, Wood,

Lantz, Hudgins, Kessler, Pettigrew, Morrell, McDermott, Rockefeller, Simpson and Upthegrove

Providing for a simple majority of voters voting to authorize school district levies and bonds.

Provides for a simple majority of voters voting to authorize school district levies and bonds.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

#### **HB 1177** by Representatives Morris and Quall

Tolling the passes.

Directs the commission to establish toll facilities on segments of the state highway system that cross a major mountain pass, subject to the following conditions: (1) Tolls may be collected only on Stevens Pass (SR 2), Snoqualmie Pass (SR 90), and White Pass (SR 12);

(2) The tolls must cover the full cost of establishing and operating the toll-collection facilities;

- (3) The tolls must recover the cost of maintaining and operating the sections of state highways through the mountain passes at a rate equal to or greater than the rate at which fares on the Washington State Ferries recover the costs of maintaining and operating the state ferry system;
- (4) Tolls must be collected from traffic in both directions on the authorized passes.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

HB 1178 by Representatives Schual-Berke, Skinner, Cody, Hankins, Moeller, Chase, Darneille, Upthegrove, Hunt, McCoy, Grant, Cooper, Clibborn, Ruderman, Kenney, Wallace, Lantz, Hudgins, Pettigrew, Morrell, McDermott, Jarrett, Romero, Haigh, Hunter, Kagi, Conway and Simpson

Requiring medically accurate information in sex education courses.

Requires medically accurate information in sex education courses.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

https://dx.doi.org/10.1016/pdf. by Representatives Veloria, Roach, Bush, Kenney, Kessler, Grant and Chase; by request of Lieutenant Governor

Renaming the legislative committee on economic development the legislative committee on economic development and international relations.

Renames the legislative committee on economic development the legislative committee on economic development and international relations.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Trade & Economic Development.

HB 1180 by Representatives Cody, Pflug, Chase, McDonald, Hunt, Dickerson, Moeller, Berkey, O'Brien, Miloscia, Haigh, Kenney, Cairnes, Sommers, Wallace, Veloria, Pearson, Kessler, Pettigrew,

Morrell, McDermott, Rockefeller, Campbell and Kagi; by request of Governor Locke

Making prescription drugs more accessible to seniors.

Declares an intent to develop a program to promote access to affordable prescription drug coverage to low-income persons who do not otherwise have adequate coverage to purchase necessary and appropriate prescription drugs.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1181 by Representatives Edwards, Pflug, Cody, Hunt, Moeller, O'Brien, Kenney, Schual-Berke, Wallace, Lantz, Conway, Morrell, Campbell and Chase

Providing for reporting of prescription drug pricing.

Requires that a pharmaceutical manufacturing company, including a pharmaceutical manufacturing company who manufactures a generic drug that is sold in this state, shall file with the administrator, upon the request of the administrator: (1) The average manufacturer price for the requested prescription drug or drugs; and

(2) The price that each wholesaler in this state pays the manufacturer to purchase the requested prescription drug or drugs.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

## **HB 1182** by Representatives Delvin and Mielke

Hauling construction, demolition, and land clearing debris.

Declares that chapter 81.77 RCW does not apply to persons registered under chapter 18.27 RCW who haul construction, demolition, and land clearing debris if (1) debris is hauled in containers of not less than ten cubic yards in volume and (2) hauling of construction, demolition, or land clearing debris occurs no more than twenty times per year for each customer.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Transportation.

#### **HB 1183** by Representative Delvin

Increasing penalties for driving or physical control while under the influence.

Increases penalties for driving or physical control while under the influence.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1184 by Representatives Armstrong, Miloscia, Hinkle, Carrell, Condotta, Cairnes, Newhouse, Delvin, Anderson, Haigh, Mielke, Schoesler, Ruderman, Schindler and McMahan

Revising the definition of "manager" under the state civil service law.

Revises the definition of "manager" under the state civil service law.

Provides that no more than seven percent of an agency's work force may be in the Washington management service. Employee positions separately funded by nonstate funds shall be excluded from this calculation.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HB 1185 by Representatives Rockefeller, Jarrett,
Morris, Alexander, Ruderman, Berkey,
Haigh, Wallace, Linville, Wood, Lantz, Conway, Kessler,
Morrell, Kenney, Simpson, Upthegrove and Chase

Requiring reviews of state agency performance and outcome measures.

Finds that the use of performance reviews, as well as outcome and performance measures, is necessary for demonstrating the accountability of state government to the public.

Finds that performance measurement is integral to the efficient and effective management and operation of state agencies and programs, essential to the achievement of effective interagency cooperation and management, and integral to identifying priorities of government for purposes of funding biennial budgets.

Declares an intent to expand its performance reviews to provide greater accountability to the public and to ensure that state government has effective measures for assessing and continuously improving performance.

Declares an intent that outcome and performance measures used by state agencies and programs become a tool for the governor and the legislature in establishing priorities of government and developing biennial budgets.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

#### **HB 1186** by Representatives Boldt and Mielke

Revising provisions for the conduct of lawyers and establishing disclosure requirements.

Provides that the supreme court by rule shall prescribe the form of oath of attorney for applicants for admission to the state bar.

Provides that the supreme court shall prescribe rules of procedure governing the discipline, including suspension or disbarment, of members of the state bar.

Requires that, promptly upon agreeing to provide legal services for a client, a lawyer shall provide the client a written explanation of the scope of the legal services, the manner by which charges for services or goods will be determined, and all other material terms of their contractual relationship. Promptly upon agreeing to any material changes in the scope or terms, the lawyer shall provide the client a written explanation of the changes.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

#### **HB 1187** by Representative Boldt

Increasing the seriousness level for Rape 1.

Intends to ensure that the penalties imposed for first degree rape are significant and that the victims of such rape will be better able to lead lives free of fear knowing that the perpetrators of such crimes against them will be incarcerated for a substantial length of time.

Jan 20 First reading, referred to Criminal Justice & Corrections.

HB 1188 by Representatives Boldt, Mielke and McMahan

Establishing a legislative process for rejecting court determinations of unconstitutionality.

Establishes a legislative process for rejecting court determinations of unconstitutionality.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

HB 1189 by Representatives Alexander, Cody, Skinner, Schual-Berke, Pflug, Morrell, Moeller, Darneille, Clibborn, Campbell and Bailey

Revising authority of public hospital districts to pay recruitment expenses and employee training and education expenses.

Authorizes contracts with current or prospective employees or medical staff members providing for the payment or reimbursement by the public hospital district of health care training or education expenses incurred by current or prospective employees or medical staff members in return for their agreement to provide services beneficial to the public hospital district.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1190 by Representatives Quall, Tom, Grant, Talcott, Benson, Ahern, Shabro, Lovick, Dunshee, Anderson, Delvin, McCoy, Cody, Miloscia, Eickmeyer, Mielke, Linville, Pearson, Kessler, Cairnes and Mastin

Changing provisions for classified staff in alternative certification programs.

Provides that, for a maximum of two years, a route one candidate shall retain his or her employee status during the time the candidate is participating in the program.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

HB 1191 by Representatives Fromhold, Cox, Moeller, Talcott, Wallace, Pflug, Grant, Lovick, Dunshee, Anderson, Delvin, McCoy, Benson, Miloscia, Eickmeyer, Mielke, Schindler, Schual-Berke, Linville, Lantz, Pearson, Kessler, Morrell, Cairnes and Simpson

Offering health care benefit plans to school district employees.

Provides that, beginning September 1, 2003, the authority shall collect from each participating school district and educational service district an amount equal to the composite rate charged to state agencies, plus an amount equal to the employee premiums by plan and family size as would be charged to state employees, for groups of district employees enrolled in authority plans as of January 1, 2003.

Provides that notwithstanding RCW 41.05.050 and RCW 41.05.065(3), the authority may allow districts enrolled on a tiered rate structure prior to September 1, 2002, to continue participation based on the same rate structure and under the same conditions and eligibility criteria.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Appropriations.

HB 1192 by Representatives Cody, Pflug, Clibborn, Lovick, McDonald, Dunshee, Delvin, Benson, Miloscia, Eickmeyer, Mielke, Schindler, Schoesler, Linville, Pearson, Kessler, Cairnes, Mastin and Grant

Regulating the catheterization of students.

Provides that school district employees, except those licensed under chapter 18.79 RCW, who have not agreed in writing to perform clean, intermittent bladder catheterizations as part of their job description, may file a written letter of refusal to perform clean, intermittent bladder catheterization of students. This written letter of refusal may not serve as grounds for discharge, nonrenewal, or other action adversely affecting the employee's contract status.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health Care.

HB 1193 by Representatives Quall, Talcott, McDermott, Cox, Benson, Ahern, Hunter, Lovick, Dunshee, Anderson, Delvin, McCoy, Cody, Miloscia, Eickmeyer, Mielke, Schindler, Schoesler, Linville, Pearson, Kessler, Rockefeller, Cairnes, Mastin, Grant, Kagi and Upthegrove

Including a classified employee on the Washington professional educator standards board.

Includes a classified employee on the Washington professional educator standards board.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

#### **House Joint Memorials**

HJM 4006 by Representatives Miloscia, Armstrong, Hunt, Shabro, Haigh, McDermott, Tom, Moeller, Benson and Wallace; by request of Secretary of State

Proposing a regional presidential primary.

Requests that the United States Congress, without delay, provide for a rotating regional presidential primary system in 2004.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

#### **House Joint Resolutions**

HJR 4201 by Representatives Romero, Haigh, Hunt, Upthegrove and McDermott

Reducing signatures required for an initiative to the legislature.

Proposes an amendment to the state Constitution to reduce the signatures required for an initiative to the legislature.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to State Government.

HJR 4202 by Representatives Schual-Berke, Kagi, Conway, Hunter, Ruderman, Dunshee, Linville, McCoy, Kenney, Fromhold, McIntire, Cody, Miloscia, Hunt, Hatfield, Berkey, O'Brien, Darneille, Cairnes, Wallace, Clibborn, Wood, Lantz, Sommers, Kessler, Pettigrew, McDermott, Rockefeller and Upthegrove

Amending the Constitution to provide for a simple majority of voters voting to authorize school district levies and bond measures.

Proposes an amendment to the state Constitution to provide for a simple majority of voters voting to authorize school district levies and bond measures.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

#### **Senate Bills**

#### SB 5207 by Senator Oke

Concerning the cost of a catch record card.

Provides that catch record cards necessary for proper management of the state's food fish and game fish species and shellfish resources shall be administered under rules adopted by the commission and issued at no charge for the initial catch record card and ten dollars for each subsequent catch record card. A duplicate catch record costs ten dollars. The funds received from the sale of catch record cards must be deposited into the wildlife fund.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Parks, Fish & Wildlife.

### SB 5208 by Senator Oke

Directing certain funds to be deposited in the state wildlife fund.

Provides for deposit of proceeds from the sale of annual resident adult saltwater and all shellfish licenses.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Parks, Fish & Wildlife.

SB 5209 by Senators Deccio, Rasmussen, Winsley, Hewitt, T. Sheldon, Morton, Parlette, Stevens, Hale, Brandland, Mulliken, McCaslin and Oke

Concerning actions for injury or damage against a health care provider based upon professional negligence.

Provides that, in an action or arbitration for damages for injury occurring as a result of health care, the injured plaintiff may not recover noneconomic damages exceeding two hundred fifty thousand dollars.

Provides that an attorney may not contract for or collect a contingency fee for representing a person in connection with an action for damages against a health care provider based upon professional negligence in excess of the following limits: (1) Forty percent of the first fifty thousand dollars recovered:

- (2) Thirty-three and one-third percent of the next fifty thousand dollars recovered;
- (3) Twenty-five percent of the next five hundred thousand dollars recovered;
- (4) Fifteen percent of any amount in which the recovery exceeds six hundred thousand dollars.

Provides that, in any action for damages for injury occurring as a result of health care, the court shall, at the request of either party, enter a judgment ordering that money damages or its equivalent for future damages of the judgment creditor be paid in whole or in part by periodic payments rather than by a lump-sum payment if the award equals or exceeds fifty thousand dollars in future damages.

Declares that this act takes effect only if chapter . . . (Senate Joint Resolution No. . . . . (S-0321/03)), Laws of 2003 is approved by the electorate at the next general election held in this state.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

SB 5210 by Senators Honeyford, Rasmussen, Roach, Mulliken, T. Sheldon, Parlette and Stevens

Modifying electrician certification provisions. Revises electrician certification provisions.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Trade.

SB 5211 by Senators Kohl-Welles, Winsley, Fairley, Prentice, Benton and Keiser

Clarifying that certain entities are not collection agencies.

Declares that "collection agency" does not mean and

does not include property management companies collecting assessments, charges, or fines on behalf of condominium unit owners associations, associations of apartment owners, or homeowners' associations.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Financial Services, Insurance & Housing.

SB 5212 by Senators Honeyford, Rasmussen, Roach, Mulliken, T. Sheldon and Parlette

Exempting certain work from the licensing requirements of chapter 19.28 RCW.

Provides that no license under the provisions of this chapter shall be required from any person, firm, partnership, corporation, or other entity because of work in connection with the installation, repair, or maintenance of items listed in WAC 296-46A-900(11).

#### -- 2003 REGULAR SESSION --

First reading, referred to Commerce & Jan 20 Trade.

#### SB 5213 by Senator Carlson

Authorizing removal of vehicles from restricted parking

Authorizes removal when a vehicle is illegally occupying a truck, commercial loading zone, restricted parking zone, bus, loading, hooded-meter, taxi, street construction or maintenance, or other similar zone where, by order of the director of transportation or chiefs of police or fire or their designees, parking is limited to designated classes of vehicles or is prohibited during certain hours, on designated days or at all times, and where the vehicle is interfering with the proper and intended use of the zone.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

#### SB 5214 by Senators Hargrove, Doumit and Keiser

Authorizing the use of hotel and motel tax proceeds for law enforcement efforts directed towards tourism areas.

Authorizes paying the cost, such as salaries and equipment acquisition or maintenance, of law enforcement activity directed towards tourism areas in cities bordering the Pacific Ocean that encompass within their boundaries:

- (1) One or more navigable freshwater lakes;
  - (2) one or more state parks; and
  - (3) one or more wildlife reserves.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Economic Development.

#### **SB 5215** by Senators Hargrove and Jacobsen

Modifying the personal use shellfish license fee.

Declares that, in addition to the fees authorized in chapter 77.32 RCW, the department shall include a surcharge to fund monitoring by the Olympic region harmful algal bloom program of the Olympic natural resources center at the University of Washington.

#### -- 2003 REGULAR SESSION --

First reading, referred to Parks, Fish & Jan 20 Wildlife.

#### SB 5216 by Senators Stevens and Hargrove

Authorizing agreements to change the number of experts or professional persons who must examine a person for the state under chapter 10.77 RCW.

Provides that, upon agreement of the parties, the court may designate one expert or professional person to conduct the examination and report on the mental condition of the defendant.

#### -- 2003 REGULAR SESSION --

First reading, referred to Children & Jan 20 Family Services & Corrections.

#### SB 5217 by Senators Stevens and Hargrove

Making technical, clarifying, and nonsubstantive amendments to chapter 12, Laws of 2001, 2nd special session.

Makes technical, clarifying, and nonsubstantive amendments to chapter 12, Laws of 2001, 2nd special session.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Children & Family Services & Corrections.

**SB 5218** by Senators Roach, Kastama, Schmidt, Fairley, Stevens, Reardon, Horn, Benton, Keiser, Johnson, Kohl-Welles, Kline and Esser; by request of Secretary of State

Requiring timely mailing of ballots.

Requires the county auditor to mail absentee ballots to each voter who has submitted a request nineteen days before the primary or election at least eighteen days before the primary or election. For a request for an absentee ballot received after the nineteenth day before the election, the ballot must be mailed or delivered not later than the next business day.

Provides that the county auditor shall make every effort to mail ballots to overseas and service voters earlier than eighteen days before a primary or election.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5219 by Senators Roach, Kastama, Fairley, Stevens, Benton, Kohl-Welles and Esser; by request of Secretary of State

Enhancing voting systems certification.

Revises provisions to enhance voting systems certification.

Declares that a person is guilty of a gross misdemeanor punishable under chapter 9A.20 RCW who knowingly: (1) Tampers with or impedes the use of any form of electronic voting or vote recording system; or

(2) Tampers with or impedes access to a vote reporting or election results reporting system. Repeals RCW 29.33.340.

#### -- 2003 REGULAR SESSION --

First reading, referred to Government Jan 20 Operations & Elections.

**SB 5220** by Senators Schmidt, Reardon, Fairley, Carlson, Prentice and Kohl-Welles; by request of Secretary of State

Changing the primary to June. Changes the primary to June.

Jan 20 First reading, referred to Government Operations & Elections.

SB 5221 by Senators Roach, Kastama, Fairley, Stevens, Horn and Benton; by request of Secretary of State

Reorganizing election laws.

Reorganizes election laws.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5222 by Senators Roach, Kastama, Fairley, Stevens and Horn; by request of Secretary of State

Harmonizing election crimes and penalties. Revises election crimes and penalties.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5223 by Senators Keiser, Parlette, Hargrove, Deccio and Kline

Authorizing mental health advance directives.

Finds that: (1) A mental health advance directive must provide the individual with a full range of choices;

- (2) Mentally ill individuals have varying perspectives on whether they want to be able to revoke a directive during periods of incapacity;
- (3) For a mental health advance directive to be an effective tool, individuals must be able to choose how they want their directives treated during periods of incapacity; and
- (4) There must be clear standards so that treatment providers can readily discern an individual's treatment choices.

Affirms that, pursuant to other provisions of law, a validly executed mental health advance directive is to be respected by agents, guardians, and other surrogate decision makers, health care providers, professional persons, and health care facilities.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Children & Family Services & Corrections.

SB 5224 by Senators Benton, Prentice, Winsley, Zarelli, Johnson, T. Sheldon, Kohl-Welles, Hale, Roach and Esser

Adding a rental housing owner to the affordable housing advisory board.

Adds a rental housing owner to the affordable housing advisory board.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Financial Services, Insurance & Housing.

SB 5225 by Senators Benton, Prentice, Zarelli and Esser

Providing rental assistance vouchers.

Recognizes that housing affordability has become a significant problem for a large portion of society in many parts of the state in recent years. To address this problem, there is a need to allocate funding from the surcharge of ten dollars per instrument charged by the county auditor for each document recorded as established under RCW 36.22.178, to provide low-income persons with rent vouchers to pay for permanent, multifamily and single-family, for-profit, rental housing not supported in any manner by government funding.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Financial Services, Insurance & Housing.

SB 5226 by Senators Hale, Deccio, Thibaudeau, Keiser, Oke and Franklin

Authorizing optometrists to use and prescribe approved drugs for diagnostic or therapeutic purposes without limitation upon the methods of delivery in the practice of optometry.

Authorizes optometrists to use and prescribe approved drugs for diagnostic or therapeutic purposes without limitation upon the methods of delivery in the practice of optometry.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

SB 5227 by Senators Swecker and Rasmussen; by request of Department of Agriculture

Regulating structural pest inspectors.

Provides that no individual may perform services as a structural pest inspector or advertise that they perform services of a structural pest inspector without obtaining a structural pest inspector license from the director.

Requires each applicant for a structural pest inspector license to demonstrate to the director the applicant's knowledge of applicable laws and regulations; structural pest identification and damage; and conditions conducive to the development of wood destroying organisms by satisfactorily passing a written examination for the classifications for which the applicant has applied prior to issuing the license.

Declares that it is unlawful for any business that employs one or more structural pest inspectors as defined in RCW 15.58.030 to conduct complete wood destroying organism inspections without having obtained a company license from the director.

Provides that the director shall not issue a license to any individual who intends to act as a structural pest inspector until the business that employs the individual has furnished evidence of financial responsibility.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Agriculture.

SB 5228 by Senators Regala, Winsley, Rasmussen, Schmidt, Haugen, Kastama and Franklin

Selling or leasing contaminated property.

Requires the seller or lessor of any decontaminated property that is not real property to give a copy of the release for reuse document to the purchaser or lessee of the property. If a seller or lessor fails to disclose the fact that a property was formerly contaminated, the purchaser or lessee has the right of rescission and may recover under chapter 19.86 RCW.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Trade.

SB 5229 by Senators Haugen, Horn, B. Sheldon, Zarelli, Poulsen, Jacobsen, Mulliken, Hargrove, Roach, Rossi, Stevens, T. Sheldon and West

Separating training for two and three-wheeled motorcycles.

Provides that the examination for a two-wheeled motorcycle endorsement and the examination for a three-wheeled motorcycle endorsement must be separate and distinct examinations emphasizing the skills and maneuvers

#### -- 2003 REGULAR SESSION --

necessary to operate each type of motorcycle.

Jan 20 First reading, referred to Highways & Transportation.

SB 5230 by Senators T. Sheldon, Zarelli, Roach, Hargrove, Poulsen, Benton, Stevens and Mulliken

Revising motorcycle equipment laws.

Revises RCW 46.37.530 and 46.37.535 relating to motorcycle equipment laws.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5231 by Senators Prentice, Keiser and B. Sheldon

Prohibiting credit card companies from issuing unsolicited credit card-based checks.

Declares an intent to reduce financial fraud and inhibit consumer financial overextension by requiring credit card issuers to provide credit-based checks only upon affirmative request of the card holder.

Provides that, for credit card accounts held by legal residents of Washington state, credit card issuers shall provide a clearly worded, large-print notice of the following: (1) Credit card-based checks are available only upon request and authorization by the card holder; and

(2) The issuance of unsolicited credit card-based checks to legal residents of Washington state is prohibited.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Financial Services, Insurance & Housing.

#### SB 5232 by Senator Morton

Authorizing multiyear excess property tax levies for cemetery districts.

Declares that the limitations imposed by RCW 84.52.050 through 84.52.056, and 84.52.043 shall not

prevent the levy of taxes by a cemetery district, when authorized to do so by the voters of a cemetery district in the manner and for the purposes and number of years allowable under Article VII, section 2(a) of the Constitution of this state.

Provides that this act takes effect January 1, 2004, if the proposed amendment to Article VII, section 2 of the state Constitution authorizing multiyear excess property tax levies for cemetery districts is validly submitted to and approved by the voters at the next general election. If the proposed amendment is not approved, this act is void in its entirety.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5233 by Senators Shin, Swecker, Reardon, Schmidt, Carlson, Roach, Benton, T. Sheldon, Rasmussen and Eide

Allowing for adoption of classroom policies to remember the September 11 terrorist attacks.

Authorizes school boards of directors to adopt policies that provide for a moment of silence in each classroom to be held annually on or around September 11th to remember the victims of the September 11, 2001, terrorist attacks on the United States.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

SB 5234 by Senators Shin, Rasmussen, Keiser, Reardon, Kohl-Welles and Fairley

Requiring helmets within public skate parks.

Provides that any person using or riding on a skateboard, bicycle, scooter, or roller skates within a publicly owned or operated skate park shall wear an approved protective helmet.

Authorizes the management of the publicly owned or operated skate park to remove from or deny access to the skate park anyone violating that requirement.

### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Parks, Fish & Wildlife.

SB 5235 by Senators Hargrove, Morton and Doumit

Concerning environmental impact statements on certain state trust lands.

Declares that, on state trust lands, class I, II, and III forest practices, as defined by rules adopted by the forest practices board under RCW 76.09.050, do not require an environmental impact statement or detailed statement required under chapter 43.21C RCW if a programmatic detailed environmental impact statement has been finalized for the ten-year sustained yield plan required for all forest practices on state lands under chapter 79.68 RCW.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Energy & Water.

SB 5236 by Senators Parlette, Thibaudeau, Winsley, Keiser, Carlson, Honeyford, McAuliffe, Mulliken, Kohl-Welles, Hale, Roach, Esser, Brandland and Fide

Offering health care benefit plans to school district employees.

Provides that, beginning September 1, 2003, the authority shall collect from each participating school district and educational service district an amount equal to the composite rate charged to state agencies, plus an amount equal to the employee premiums by plan and family size as would be charged to state employees, for groups of district employees enrolled in authority plans as of January 1, 2003.

Provides that notwithstanding RCW 41.05.050 and RCW 41.05.065(3), the authority may allow districts enrolled on a tiered rate structure prior to September 1, 2002, to continue participation based on the same rate structure and under the same conditions and eligibility criteria.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

SB 5237 by Senators Deccio, Thibaudeau, Parlette, Keiser, Mulliken, Kohl-Welles, Stevens, Hale and Eide

Regulating the catheterization of students.

Provides that school district employees, except those licensed under chapter 18.79 RCW, who have not agreed in writing to perform clean, intermittent bladder catheterizations as part of their job description, may file a written letter of refusal to perform clean, intermittent bladder catheterization of students. This written letter of refusal may not serve as grounds for discharge, nonrenewal, or other action adversely affecting the employee's contract status.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

SB 5238 by Senators Schmidt, McAuliffe, Carlson, Roach, Esser and Eide

Changing provisions for classified staff in alternative certification programs.

Provides that, for a maximum of two years, a route one candidate shall retain his or her employee status during the time the candidate is participating in the program.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

SB 5239 by Senators Shin, Benton, B. Sheldon, Kohl-Welles and Winsley

Clarifying boundaries of school or playground speed zones. Provides that a school or playground speed zone extends three hundred feet in either direction from a marked school

or playground crosswalk, or three hundred feet from the school or playground property line, whichever is encountered first as traffic approaches the school. When no marked crosswalk exists, a school or playground speed zone extends three hundred feet from the school or playground property line.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5240 by Senators Zarelli, McAuliffe, Schmidt, Eide, Benton, Carlson, Keiser, Mulliken, Kohl-Welles, Stevens, Winsley, Hale, Roach and Poulsen

Including a classified employee on the Washington professional educator standards board.

Includes a classified employee on the Washington professional educator standards board.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Education.

SB 5241 by Senators Kohl-Welles, Carlson, Shin, Schmidt, B. Sheldon, Horn and Winsley

Changing enrollment forecasts and budgeting for institutions of higher education.

Declares that the policy of the state of Washington is to improve the access to, and the quality of, this state's postsecondary educational system. The budgetary policy of the state is to provide a level of fiscal commitment to the state's postsecondary educational system commensurate with the responsibility of the state to the educational and professional improvement of its citizens and work force.

Repeals RCW 28B.10.780 and 28B.10.782.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Higher Education.

SB 5242 by Senators Swecker, Zarelli, Haugen, Oke, Stevens, Benton, Doumit, Roach, Hargrove, Schmidt, Mulliken and Rasmussen

Requiring libraries to offer filtering software for minor access to the internet.

Requires libraries to offer filtering software for minor access to the internet.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

SB 5243 by Senators Swecker, Rasmussen, Mulliken, Benton, Stevens, T. Sheldon and Schmidt

Protecting children from material that is harmful to minors.

Declares an intent to promote the safety and well-being of children by limiting the ability of children to access sexually explicit materials and to ensure the law reinforces and supports the wishes of parents regarding their children's access to such graphic materials.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Judiciary.

#### SB 5244 by Senator Hewitt

Authorizing additional powers for unclassified cities.

Provides that, if the legislative body of an unclassified city determines that it would serve the best interests and general welfare of such municipality, the body may by resolution adopt any powers granted to cities classified under Title 35A RCW including, but not limited to, the power to define the functions, powers, and duties of its officers and employees.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5245 by Senators Horn, Haugen, Mulliken, Finkbeiner, Oke, Swecker, Esser, Prentice, Benton and Kohl-Welles

Involving legislators in transportation planning.

Declares that any members of the house of representatives or the state senate whose districts are within the boundaries of the regional transportation planning organization are considered ex officio, nonvoting policy board members of the regional transportation planning organization. This does not preclude legislators from becoming full-time, voting board members.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5246 by Senators Esser, Mulliken, Horn, Swecker, Prentice and Oke

Modifying subagent authority to process mail-in vehicle registration renewals.

Provides that subagents appointed by the director under RCW 46.01.140 have the same authority to mail out registrations and replacement plates to Internet payment option customers as the agents until directed otherwise by legislative authority.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5247 by Senators Horn, Haugen, Esser, Jacobsen, Kastama, Prentice, Oke, Swecker and Schmidt

Authorizing an alternative local option fuel tax.

Provides that, in lieu of the tax imposed in RCW 82.80.010, for purposes of dedication to a regional transportation investment district under chapter 36.120 RCW, subject to the conditions of this act, a county may levy additional excise taxes equal to ten percent of the statewide motor vehicle fuel tax rate under RCW 82.36.025 on each gallon of motor vehicle fuel as defined in RCW 82.36.010 and on each gallon of special fuel as defined in RCW 82.38.020 sold within the boundaries of the county.

Provides that the additional excise tax is subject to the approval of the county's legislative body and a majority of the registered voters of the county voting on the proposition at a general or special election.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5248 by Senators Horn, Haugen, Prentice, Oke and Stevens

Achieving transportation workforce efficiencies.

Finds that there is a pressing need for additional transportation projects to meet the mobility needs of Washington's citizens. With major new investments approved to meet these pressing needs, additional workforce assistance is necessary to ensure and enhance project delivery timelines.

Finds that recruiting and retaining a high quality workforce, and implementing new and innovative procedures for delivering these transportation projects, is required to accomplish them on a timely basis that best serves the public.

Declares an intent that no state employees will lose their employment as a result of implementing new and innovative project delivery procedures.

Declares that nothing contained in chapter 41.06 RCW prohibits the department of transportation from purchasing construction services or construction engineering services by contract from qualified private businesses.

Finds that a skilled technical workforce is necessary for maintaining, preserving, and improving Washington's transportation system.

Declares an intent that the state prevailing wage process operate efficiently, that the process allow contractors and workers to be paid promptly, and that new technologies and innovative outreach methods be used to enhance wage surveys in order to better reflect current wages in counties across the state.

Directs the apprenticeship council to work with the department of transportation, local transportation jurisdictions, local and statewide joint apprenticeships, other apprenticeship programs, representatives of labor and business organizations with interest and expertise in the transportation workforce, and representatives of the state's universities and community and vocational colleges to establish technical apprenticeship opportunities specific to the needs of transportation. The council shall issue a report of findings and recommendations to the transportation committees of the legislature by December 1, 2003.

Appropriates the sum of one million nine hundred thousand dollars, or as much thereof as may be necessary, from the public works administration account to the department of labor and industries for the biennium ending June 30, 2005, to carry out the purposes of this act.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5249 by Senators Kohl-Welles, Shin, Carlson and Schmidt

Creating the higher education for lifelong progress program.

Declares an intent to provide access to postsecondary

education for qualified adult recipients of temporary assistance for needy families, while maintaining the emphasis on employment that is the hallmark of the WorkFirst program.

Intends to provide temporary assistance for needy families grants, including working connections child care and tuition assistance, to college-qualified individuals, with the goal of providing a means for highly motivated welfare recipients to complete college, exit assistance, and secure careers to benefit themselves, their families, and society.

Directs the department to establish the HELP program. The goal of the program is to help college-qualified parents

who have dependent children, who are in need and are eligible for temporary assistance for needy families, receive up to two years of undergraduate education or training.

Directs the department to contract with the Washington state institute for public policy for the performance of an outcome study of HELP program participants. The study shall, at a minimum: (1) Track degree or certificate completion by participants;

(2) Report on wage progression of participants;

(3) Report on the program's dropout rate, including temporary assistance for needy families' recidivism;

(4) Quantify the projected increase in lifetime earnings

of program graduates; and

(5) Report on self-identified enhancers and barriers to success in postsecondary education experience by the study

Requires the results of the outcome study to be reported annually, no later than January 15th, beginning in 2005, to the governor and to the appropriate committees of the legislature.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Higher Education.

SB 5250 by Senators Regala, Jacobsen, Fraser, Kohl-Welles and Kline

Changing instream flow provisions.

Declares that the purpose of this act is to specify the priorities to be used in establishing instream flows under RCW 90.22.010 and 90.54.020. Instream flows shall be established in rule for all mainstem rivers and primary tributaries of the state by the year 2010. The department of ecology, in close cooperation with the department of fish and wildlife, must pursue achievement of this goal as a matter of high priority.

Requires the department, in consultation with the department of fish and wildlife and with affected tribal governments, planning units under chapter 90.82 RCW, and local governments, to develop and publish strategies for achieving flows that satisfy the flow requirements of the instream flow rules including, but not limited to, an identification of priorities for the use of state resources to achieve the flows.

Requires flows in the state's perennial rivers and streams to be managed to protect the full range of applicable instream interests and values, including fish and wildlife habitat, water quality, navigation, and scenic, aesthetic, and environmental quality values. Regulatory instream flows shall be established pursuant to RCW 90.22.010.

Provides that, no later than October 1, 2003, the department shall adopt a protocol applicable to the processing of applications for new water withdrawals and applications for changes or transfers, for the consideration of the impact of the proposed change or transfers upon the flows subject to the instream flows during the period between the establishment of a priority date as determined under RCW 90.82.080(2) and the adoption of a final instream flow rule.

Requires the directors of ecology and fish and wildlife to jointly develop an interagency agreement providing procedures for consultation on filings regarding water bodies that provide habitat for critical or depressed fish stocks.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Energy & Water.

SB 5251 by Senators Brandland, Thibaudeau, Shin and Kline

Modifying foreign judgment provisions. Revises foreign judgment provisions.

#### -- 2003 REGULAR SESSION --

First reading, referred to Judiciary. Jan 20

SB 5252 by Senators Roach, Benton and Swecker

Requiring library staff to report child abuse. Requires library staff to report child abuse.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Children & Family Services & Corrections.

**SB 5253** by Senators Kohl-Welles, Benton, Jacobsen, McAuliffe, Rossi, Prentice, Johnson, Rasmussen and Esser

Authorizing Sonics and Storm T.E.A.M. Foundation license plates.

Recognizes that athletic courts, community centers, schools, and parks are important activity centers to Washington's youth. These activity centers provide opportunities for youth in Washington to grow academically as well as athletically.

Recognizes the need for preserving basketball courts in our parks, schools, and community centers. communities in maintaining and creating valuable youth programs designed to promote fitness and education for Washington youth, a "Sonics and Storm T.E.A.M. Foundation" license plate is established.

Creates the Sonics and Storm T.E.A.M. Foundation license plate account in the custody of the state treasurer. All receipts, except as provided in ŘCW 46.16.313 (6) and (7), from the Sonics and Storm T.E.A.M. Foundation license plates must be deposited into the account.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5254 by Senators Roach, Hale, Stevens, T. Sheldon, Mulliken, Hewitt, Parlette, Horn, Rossi, Benton, Schmidt, Johnson and Esser

Shifting the burden of proof in actions against rules.

Amends RCW 34.05.570 relating to the burden of proof in actions asserting invalidity of agency rules.

#### -- 2003 REGULAR SESSION --

First reading, referred to Government Jan 20 Operations & Elections.

**SB 5255** by Senators Roach, Hale, Stevens, Mulliken, T. Sheldon, Hewitt, Parlette, Horn, Rossi, Benton, Schmidt, Johnson and Esser

Limiting the rule-making authority of certain entities to those instances where there is a specific grant of legislative authority.

Limits the rule-making authority of certain entities to those instances where there is a specific grant of legislative authority.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5256 by Senators Roach, Doumit, Hale, Kastama, Mulliken, T. Sheldon, Haugen, Hewitt, Stevens, Zarelli, Parlette, Horn, Rossi and Johnson

Revising rule-making procedures.

Requires a proposed rule to include a statement indicating whether RCW 34.05.328 applies to the rule adoption, and if that section is applicable, a statement that describes the methodology to be used to determine the probable benefits and probable costs of the rule, or that a preliminary analysis of the probable benefits and probable costs of the rule is available upon request.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5257 by Senators Roach, Doumit, Hale, Mulliken, T. Sheldon, Hewitt, Stevens, Parlette, Horn, Rossi, Benton, Johnson, Rasmussen and Esser

Requiring gubernatorial approval of all agency rules. Requires gubernatorial approval of all agency rules.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

SB 5258 by Senators Haugen and Oke

Prohibiting commercial bottom trawling in certain geographic areas.

Provides that the commission shall not authorize commercial bottom trawling for food fish and shellfish in all marine waters east of a line projected from the east point of Ediz Hook north to the international boundary line.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Parks, Fish & Wildlife.

SB 5259 by Senators Haugen, Oke, Spanel and Kohl-Welles

Regulating ferry queues.

Declares it is a traffic infraction for a driver of a motor vehicle intending to board a Washington state ferry, to: (1) Block a residential driveway while waiting to board the ferry; or

(2) move in front of another vehicle in a queue already waiting to board the ferry, without the authorization of a state ferry system employee.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5260 by Senators Fraser, T. Sheldon, Oke, Regala, Prentice and Winsley

Concerning accountability by private owners of public water systems to provide required water service.

Provides that the owner of a public water system, as the term public water system is defined in RCW 70.119A.020, that is not subject to regulation or jurisdiction under Title 80 RCW and that is not a municipal corporation or special purpose district and does not meet conditions adopted by the department of health for excluding pass-through systems as currently established in WAC 246-290-020(2), must provide potable water to every connection indicated in the approved subdivision, short subdivision, or other applicable land use action in which the public water system was indicated as the means of meeting requirements to provide potable water supplies.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Energy & Water.

SB 5261 by Senator Jacobsen

Creating the future of Washington forests review commission.

Declares the purpose of the commission is to review broadly the economic, demographic, land use development, environmental, natural and climatic, and other trends that will influence the geographic extent and environmental and economic productivity of Washington's forests over the next fifty years.

Provides that, based upon this review, the commission will make recommendations to the governor and to the legislature for policy and budgetary allocations to further achievement of these changing public expectations.

Requires the future of Washington forests review

Requires the future of Washington forests review commission to report its findings and recommendations to the governor and the appropriate policy and fiscal committees of the senate and house of representatives on or before June 30, 2005.

### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Natural Resources, Energy & Water.

SB 5262 by Senator Jacobsen

Clarifying the relationship between metros and cities regarding transportation.

Provides that, a component city, as defined in RCW 35.58.020, with a population greater than four hundred thousand persons that is within the boundaries of a county that has assumed public transportation functions of a metropolitan municipal corporation may, by ordinance or resolution of the city legislative body, provide an additional public transportation function as provided in chapter 35.95 RCW.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Highways & Transportation.

SB 5263 by Senators Honeyford and McAuliffe

Concerning the catering of alcoholic beverages at special events by nonprofit organizations.

Revises provisions relating to the catering of alcoholic beverages at special events by nonprofit organizations.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Commerce & Trade.

#### **Senate Joint Resolutions**

SJR 8207 by Senators Deccio, Rasmussen, Winsley, Hewitt, T. Sheldon, Morton, Hale, Stevens, Parlette, Brandland, Mulliken, McCaslin, Oke and Schmidt

Allowing the legislature to limit noneconomic damages.

Proposes an amendment to the state Constitution to authorize the legislature to limit noneconomic damages.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Health & Long-Term Care.

#### SJR 8208 by Senator Morton

Amending the Constitution to allow multiyear excess property tax levies for cemetery districts.

Proposes an amendment to the state Constitution to allow multiyear excess property tax levies for cemetery districts.

#### -- 2003 REGULAR SESSION --

Jan 20 First reading, referred to Government Operations & Elections.

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