



# DIGEST SUPPLEMENT

To Legislative Digest and History of Bills  
Edition No. 1 Supplement No. 8\*

FIFTY-EIGHTH LEGISLATURE

Thursday, January 22, 2004

11th Day - 2004 Regular

## SENATE

SB 5139-S	SB 6465	SB 6484	SB 6503
SB 6115-S	SB 6466	SB 6485	SB 6504
SB 6153-S	SB 6467	SB 6486	SB 6505
SB 6198-S	SB 6468	SB 6487	SB 6506
SB 6450	SB 6469	SB 6488	SB 6507
SB 6451	SB 6470	SB 6489	SB 6508
SB 6452	SB 6471	SB 6490	SJM 8032
SB 6453	SB 6472	SB 6491	
SB 6454	SB 6473	SB 6492	
SB 6455	SB 6474	SB 6493	
SB 6456	SB 6475	SB 6494	
SB 6457	SB 6476	SB 6495	
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SB 6460	SB 6479	SB 6498	
SB 6461	SB 6480	SB 6499	
SB 6462	SB 6481	SB 6500	
SB 6463	SB 6482	SB 6501	
SB 6464	SB 6483	SB 6502	

## HOUSE

HB 2793	HB 2812	HB 2831	HB 2850	HB 2869
HB 2794	HB 2813	HB 2832	HB 2851	HB 2870
HB 2795	HB 2814	HB 2833	HB 2852	HB 2871
HB 2796	HB 2815	HB 2834	HB 2853	HB 2872
HB 2797	HB 2816	HB 2835	HB 2854	HB 2873
HB 2798	HB 2817	HB 2836	HB 2855	HB 2874
HB 2799	HB 2818	HB 2837	HB 2856	HB 2875
HB 2800	HB 2819	HB 2838	HB 2857	HB 2876
HB 2801	HB 2820	HB 2839	HB 2858	HJM 4038
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## LIST OF BILLS IN EDITION NO. 1 SUPPLEMENTS

### SENATE

SB 5408-S	Supp. 6	SB 6134	Supp. 1
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SB 6109	Supp. 1	SB 6141	Supp. 1
SB 6110	Supp. 1	SB 6142	Supp. 1
SB 6111	Supp. 1	SB 6143	Supp. 1
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SB 6115	Supp. 1	SB 6147	Supp. 2
SB 6116	Supp. 1	SB 6148	Supp. 2
SB 6117	Supp. 1	SB 6149	Supp. 2
SB 6118	Supp. 1	SB 6150	Supp. 2
SB 6119	Supp. 1	SB 6151	Supp. 2
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### HOUSE

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HB 2301	Supp. 1	HB 2333	Supp. 1
HB 2302	Supp. 1	HB 2334	Supp. 1
HB 2303	Supp. 1	HB 2335	Supp. 1
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HB 2305	Supp. 1	HB 2337	Supp. 1
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HB 2308	Supp. 1	HB 2340	Supp. 1
HB 2309	Supp. 1	HB 2341	Supp. 1
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HB 2312	Supp. 1	HB 2344	Supp. 1
HB 2313	Supp. 1	HB 2345	Supp. 1
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HB 2315	Supp. 1	HB 2347	Supp. 1
HB 2316	Supp. 1	HB 2348	Supp. 1
HB 2317	Supp. 1	HB 2349	Supp. 1
HB 2318	Supp. 1	HB 2350	Supp. 1
HB 2319	Supp. 1	HB 2351	Supp. 1
HB 2320	Supp. 1	HB 2352	Supp. 1
HB 2321	Supp. 1	HB 2353	Supp. 1
HB 2322	Supp. 1	HB 2354	Supp. 1
HB 2323	Supp. 1	HB 2355	Supp. 1
HB 2324	Supp. 1	HB 2356	Supp. 1
HB 2325	Supp. 1	HB 2357	Supp. 1
HB 2326	Supp. 1	HB 2358	Supp. 1
HB 2327	Supp. 1	HB 2359	Supp. 1
HB 2328	Supp. 1	HB 2360	Supp. 1

\*To be discarded upon receipt of Edition No. 2 of the Legislative Digest and History of Bills

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**House Bills**

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**HB 2793** by Representatives Miloscia, Lovick, McDermott, Haigh and Chase

Changing due dates for reporting of campaign contributions and expenditures.

Revises due dates for reporting of campaign contributions and expenditures.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to State Government.

**HB 2794** by Representatives Condotta and Wood

Allowing licensees to pay for liquor using debit and credit cards.

Authorizes licensees to pay for liquor using debit and credit cards.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2795** by Representatives Blake, Wallace, Dunshee, Sullivan, Bush, Benson, G. Simpson, Crouse, Hankins, Delvin, Quall, McCoy, Lantz, Kenney, Chase and Edwards

Extending the prohibition on mandatory local measured telecommunications service.

Extends the prohibition on mandatory local measured telecommunications service to June 1, 2008.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Technology, Telecommunications & Energy.

**HB 2796** by Representatives Romero, Hunt, Kessler, Murray, G. Simpson, Chase and Ormsby

Determining the time period of a preexisting condition limitation for the basic health plan enrollment of individuals participating in community-based programs established to provide access to health care services for uninsured persons.

Provides that, to the extent that the administrator adopts, by rule, preexisting condition limitations as part of the benefit package, any such rule must allow an enrollee to credit the period of their continued participation in a community-based program established to provide access to health care services for uninsured persons against the time period of their preexisting conditions limitation.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2797** by Representatives Morrell, Cody, Linville, G. Simpson, Edwards, Kenney and Ormsby; by request of Insurance Commissioner

Increasing access to health insurance options for certain persons eligible for the Federal Health Coverage Tax Credit under the Trade Act of 2002 (P.L. 107-210).

Declares that "health coverage tax credit program" means the program created by the Trade Act of 2002 (P.L. 107-210) that provides a federal tax credit that subsidizes private health insurance coverage for displaced workers certified to receive certain trade adjustment assistance benefits and for individuals receiving benefits from the pension benefit guaranty corporation.

Provides that "health coverage tax credit eligible enrollee" means individual workers and their qualified family members who lose their jobs due to the effects of international trade and are eligible for certain trade adjustment assistance benefits; or are eligible for benefits under the alternative trade adjustment assistance program; or are people who receive benefits from the pension benefit guaranty corporation and are at least fifty-five years old.

Declares that the administrator has the duty to determine the periodic premiums due the administrator from health coverage tax credit eligible enrollees. Premiums due from health coverage tax credit eligible enrollees must be in an amount equal to the cost charged by the managed health care system provider to the state for the plan, plus the administrative cost of providing the plan to those enrollees and the premium tax under RCW 48.14.0201.

Directs the administrator to consider the impact of eligibility determination by the appropriate federal agency designated by the Trade Act of 2002 (P.L. 107-210) as well as the premium collection and remittance activities by the United States internal revenue service when determining the administrative cost charged for health coverage tax credit eligible enrollees.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2798** by Representatives Cody, Linville, G. Simpson, Edwards, Kenney and Kagi; by request of Insurance Commissioner

Stabilizing the health insurance market and providing coverage for uninsured individuals.

Recognizes that our current system of covering high-risk, high-cost patients for health insurance is creating a fragile health insurance market and increasing premiums.

Declares an intent to stabilize the health insurance market and provide coverage for uninsured individuals by broadly sharing the risk of high-cost patients throughout the health insurance market.

Requires the department to make every effort to maximize opportunities to blend public and private funds through subsidization of small employer-sponsored health insurance premiums on behalf of individuals eligible for medical assistance and children eligible for the state children's health insurance program when such subsidization is cost-effective for the state.

Provides that, in developing policies under this act, the department shall consult with the health care authority and, to the extent allowed by federal law, develop policies that are consistent with those policies developed by the health care authority under this act so that entire families have the opportunity to enroll in the same small employer-sponsored health insurance plan.

Provides for premium assistance for low-income Washington state health insurance pool enrollees.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2799** by Representatives Schual-Berke, Cody, Campbell, Linville, Edwards, Kagi and Ormsby; by request of Insurance Commissioner

Establishing a supplemental malpractice insurance program.  
Establishes a supplemental malpractice insurance program.

Appropriates the sum of ten million dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2005, from the health services account to the department of health to: (1) Provide capital and surplus to the supplemental malpractice insurance program; and

(2) Pay administrative expenses incurred to establish the supplemental malpractice insurance program.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2800** by Representatives Carrell, Ahern, Clements, Cairnes, Cox, Roach, Jarrett, Delvin, Shabro, Kristiansen, McMahan, Newhouse, Condotta, Buck, Kessler, Campbell, Mielke, G. Simpson, Bush and Woods

Increasing penalties for taking a motor vehicle without permission.

Provides that, if the offender is being sentenced for taking a motor vehicle without permission in the first degree, taking a motor vehicle without permission in the second degree, or taking a motor vehicle without permission in the third degree, and the offender has previously been sentenced on two or more occasions for any of the following: Taking a motor vehicle without permission in the first degree, taking a motor vehicle without permission in the second degree, or taking a motor vehicle without permission in the third degree, an additional five years shall be added to the standard sentence range for the crime the offender is being sentenced for.

Provides that, notwithstanding any other provision of law, the entire additional five years is mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, for all offenses sentenced under chapter 9.94A RCW. However, whether or not a mandatory minimum term has expired, an offender serving a sentence under this subsection may be granted an extraordinary medical placement when authorized under RCW 9.94A.728(4).

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2801** by Representatives Cairnes, Carrell, Kristiansen, Orcutt, Roach, Alexander, Benson, Woods, Holmquist, Ahern, Nixon, Cox, Sump, Newhouse, Mastin, Hinkle, Pearson, Bush, Chandler, Kessler, McDonald, Shabro, Schoesler, Campbell, Boldt, Mielke and G. Simpson

Providing property tax relief for senior citizens and persons retired because of physical disability.

Provides property tax relief for senior citizens and persons retired because of physical disability.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Finance.

**HB 2802** by Representatives Schoesler, Linville, Romero, Grant, Shabro, Schual-Berke, Rockefeller, Flannigan, Alexander, Hudgins, Anderson, Ruderman, Sump, Murray, Boldt, Darneille, Clements, Dickerson, Newhouse, Hunt, Lantz, McDermott, Kenney, Haigh, Clibborn, Kristiansen, Holmquist, Quall, O'Brien, Eickmeyer, Woods, Buck, Bailey, Kessler, G. Simpson, Morrell, Wallace, Lovick, Edwards, Benson, Pearson, Nixon, Armstrong, Hinkle, Wood, Moeller, Ahern, Roach, Cooper, McCoy, Cody, Conway, Kagi, Ormsby, Skinner, McMorris, Campbell, Sullivan, Chase, Santos and Condotta

Establishing penalties for trading in nonambulatory livestock.

Provides that any person who knowingly transports or accepts delivery of nonambulatory livestock is subject to a fine of up to one thousand dollars per day. The transport or acceptance of each nonambulatory livestock animal is considered a separate and distinct violation. The fine authorized in this act is in addition to any criminal violation specified in RCW 16.36.110 and any other penalty provided by law.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Agriculture & Natural Resources.

**HB 2803** by Representatives Schoesler, Grant, Delvin, Linville, Sump, Clements, Chandler, Newhouse, McMorris, Boldt and Sullivan

Exempting bedding materials for livestock from sales and use tax.

Exempts bedding materials for livestock from sales and use tax.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Finance.

**HB 2804** by Representatives Lantz, Rockefeller, Clibborn, Moeller, Kirby, Cody, Morrell, Flannigan, Sommers, Campbell, Lovick, Kagi, Miloscia, O'Brien, Hunt, G. Simpson, Conway, Haigh, Linville, Edwards, Kenney and Chase

Changing provisions relating to actions against health care providers.

Finds that the unavailability or unaffordability of malpractice insurance has caused hardship to health care providers.

Finds that this hardship has the potential to result in impaired access to critical health care services, especially in high risk areas of practice, for Washington state citizens.

Finds that factors contributing to increasing malpractice insurance rates and restrictions in coverage are numerous and complex. No single solution can address these multiple factors, but changes in the civil liability system can significantly address some of these factors.

Declares an intent to improve the performance of the civil liability system with respect to the process by which actions alleging negligence by a health care provider are processed and resolved.

Declares that these changes are designed to ensure that the legal system functions as fairly as possible and that it

appropriately addresses concerns that a bad outcome is too often considered the equivalent of malpractice.

Establishes a commission on noneconomic damages. The commission shall study the feasibility of developing and implementing an advisory schedule of noneconomic damages in actions for injuries resulting from health care under chapter 7.70 RCW. The commission shall present the results of the feasibility study and an implementation plan, if appropriate, to the relevant policy committees of the legislature by October 31, 2005.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2805** by Representatives Romero, McIntire, Haigh, Dunshee, Moeller, Clibborn and Morrell

Creating a blue ribbon commission on land use and local government finance.

Finds that there is a need to understand what impact the current trends in city and county revenue sources and expenditures may have on land-use planning and meeting the goals of the growth management act, especially goals regarding locating development where adequate facilities exist, reducing sprawl, encouraging efficient transportation systems, and providing affordable housing.

Declares an intent to create the blue ribbon commission on land use and local government finance to understand and make recommendations on the impact that current trends in city and county revenue sources and expenditures may have on land-use decisions made by counties and cities and meeting the goals of the growth management act.

Provides that the commission shall convene commencing June 1, 2004, and shall complete its work by June 30, 2006. The commission shall submit a report to the governor and the appropriate committees of the legislature stating its findings, conclusions, and recommendations not later than November 1, 2005.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Local Government.

**HB 2806** by Representatives Romero, Hunt, Dunshee and Chase

Regulating home warranties.

Finds that explicit, detailed legal standards should be created governing both the functioning of newly constructed homes and the rights and responsibilities of the builder and the homeowner. By creating these explicit standards, the legislature intends to provide a reference point that can be used by builders and homeowners in resolving disputes over alleged construction defects and, thus, facilitate the resolution of homeowner claims.

Finds that the prompt and fair resolution of construction defect claims serves the interests of homeowners, builders, and the citizens of this state. The use of the courts for the resolution of these claims has proven to be inefficient and costly, insofar as legal actions often take years to resolve, clog our already overburdened court system, and involve legal expenses that are unduly burdensome on all parties. Furthermore, the costs associated with protracted construction defect litigation have contributed to the skyrocketing insurance premiums experienced in recent years by both builders and homeowners.

Finds that a nonjudicial process should be created for the quick and fair resolution of construction defect claims. By creating such a process, the legislature intends to provide a mechanism by which builders and homeowners may resolve these claims without resort to legal action.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2807** by Representatives Murray, Cox, Quall, McIntire, Kenney and Edwards

Providing for rules concerning off-campus behavior of higher education students.

Requires each institution of higher education to adopt rules regarding disruptive off-campus conduct of students, including sanctions.

Provides that sanctions may include, but are not limited to, counseling, probation, suspension, or expulsion.

Declares that, as used in this act, "disruptive off-campus conduct" means any conduct that results in a citation or conviction for the violation of laws or ordinances and that: (1) Interferes with the institution of higher education's relationship with the surrounding community;

(2) Harms the reputation of the institution of higher education; or

(3) Violates the institution of higher education's policies.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Higher Education.

**HB 2808** by Representatives Murray, Jarrett, Hankins, Wallace, Hudgins, Cooper, Hunter, Moeller and Sullivan

Authorizing a pilot project for high-occupancy toll lanes.

Recognizes that the Puget Sound region is faced with growing traffic congestion and has limited ability to expand freeway capacity due to financial, environmental, and physical constraints. Freeway high-occupancy vehicle lanes have been an effective means of providing transit, vanpools, and carpools with a fast trip on congested freeway corridors, but in many cases, these lanes are themselves getting crowded during the peak commute times, while some are being underused at off-peak times.

Declares an intent to maximize the effectiveness and efficiency of the freeway system. To evaluate methods to accomplish this, it is beneficial to evaluate alternative approaches to managing the use of freeway high-occupancy vehicle lanes, including pilot projects to determine and demonstrate the effectiveness and benefits of implementing high-occupancy toll lanes.

Acknowledges that state route 167 provides an ideal test of the high-occupancy toll lane concept because it is a congested corridor, it has underused capacity in the high-occupancy vehicle lane, and it has adequate right of way for improvements needed to test the concept.

Declares an intent to direct that the department of transportation, as a pilot project, develop and operate a high-occupancy toll lane on state route 167 in King county and to conduct an evaluation of that project to determine impacts on freeway efficiency, effectiveness for transit, feasibility of financing improvements through tolls, and the impacts on freeway users.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2809** by Representatives Conway, Wood, Crouse and Sullivan; by request of Department of Licensing

Creating the business and professions account.

Creates the business and professions account in the state treasury. All receipts from business or professional licenses, registration, certifications, renewals, examinations, or civil penalties assessed and collected by the department must be deposited into the account.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2810** by Representatives Jarrett, Rockefeller, Armstrong, Hunter, McIntire, Shabro, Alexander, Wallace, Anderson, G. Simpson, Sullivan, Ruderman and Woods

Auditing state government.

Requires the governor and the governor's executive cabinet to develop a performance measurement system and conduct coordinated quarterly and annual management reviews of state agencies, departments, programs, and activities as related to the priorities of government using that system. The reviews shall include, but are not limited to, an assessment of cost measures, including unit cost where appropriate, quality measures, productivity measures, outcome measures, efficiency measures, timeliness of delivery of services, and comparative benchmarks.

Requires the governor to forward these management reviews to the legislative fiscal committees and the joint legislative audit and review committee and the appropriate sections of the reviews to the relevant policy committees of the legislature by January 1st of each year.

Provides that all fiscal and policy committees of the legislature and the joint legislative audit and review committee shall receive copies of the quarterly and annual management review reports issued by the governor and the office of financial management under RCW 43.88.090.

Directs the fiscal committees of the legislature to consider these management review reports when developing the operating, capital, and transportation budgets, and when developing revenue strategies.

Requires the joint legislative audit and review committee to review the performance and outcome measures of selected state agencies, departments, programs, and activities and the executive branch's performance management review and the metrics utilized by that system.

Declares that the purpose of these performance measure reviews is to ensure that the legislature has the means to adequately and accurately assess the performance of those agencies, departments, programs, and activities and the outcomes of their performance.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to State Government.

**HB 2811** by Representatives Jarrett, Upthegrove, Priest, Romero, Shabro, Moeller, Clibborn, Linville, Edwards, Tom, Sullivan and Woods

Establishing permit processing timelines and reporting requirements for certain local governments subject to the requirements of RCW 36.70A.215.

Establishes permit processing timelines and reporting requirements for certain local governments subject to the requirements of RCW 36.70A.215.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Local Government.

**HB 2812** by Representative Boldt

Ensuring reporting by clergy of sex offenses committed against children by other clergy.

Requires that, when a member of the clergy has reasonable cause to believe that a child has suffered abuse or neglect from another member of the clergy within the same church, religious denomination, religious body, spiritual community, or sect, he or she shall report the incident, or cause a report to be made, to the proper law enforcement agency or to the department as provided in RCW 26.44.040.

Declares that the reporting requirement of this act does not apply to a member of the clergy with regard to information obtained solely as a result of a confession made under the clergy-penitent privilege as provided in RCW 5.60.060(3).

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Children & Family Services.

**HB 2813** by Representatives Flannigan, Mastin, Pettigrew, McCoy, Jarrett, Lantz, Moeller, Newhouse, Clibborn, Hudgins, O'Brien, Kirby and Chase

Establishing the recording of custodial interrogations pilot project.

Creates the recording of custodial interrogations pilot project.

Declares that the purpose of the pilot project is to study the use of audio and video recording of interrogations of arrested persons as a means to ensure the most accurate gathering of evidence for use in criminal proceedings, increase accountability and credibility of all participants in the criminal justice system, and potentially reduce or avoid costs to the criminal justice system.

Requires the criminal justice training commission to submit a report on the results of the pilot project to the legislature by December 1, 2007.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2814** by Representatives Upthegrove, Delvin, Quall, Linville, Wood, Ruderman, Schual-Berke, Chase, Santos and Kagi

Emphasizing civics education.

Declares an intent to help school districts improve instruction in civics by providing professional development for teachers and by creating an award program for students who demonstrate a strong understanding of the state's civics standards and who exhibit leadership in the civic life of their communities.

Establishes the Daniel J. Evans civic education award to recognize the extraordinary accomplishments of students who have demonstrated a strong understanding of the civics essential learning requirements.

Appropriates the sum of ten thousand dollars, or as much thereof as may be necessary, from the general fund to the superintendent of public instruction for the fiscal year ending June 30, 2005, to provide professional development grants to teachers who have used one or more of the classroom-based civics assessment models developed by the superintendent of public instruction.

Appropriates the sum of thirty-five thousand dollars, or as much thereof as may be necessary, from the general fund to the superintendent of public instruction for the fiscal year ending June 30, 2005, to provide summer professional development opportunities for teachers in implementing the civics essential academic learning requirements and the classroom-based civics assessments developed by the superintendent of public instruction.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**HB 2815** by Representatives G. Simpson, Benson, Schual-Berke, Linville, Morrell and Edwards; by request of Insurance Commissioner

Authorizing retainer health care practices.

Provides that a retainer practice may charge a retainer fee as consideration for being available to provide and providing primary care services to a retainer subscriber during a specified service period if the retainer health care practice deposits the fee in one or more identifiable trust accounts and distributes the fee to the retainer practice at the end of the specified service period.

Provides that every retainer health care practice must:

- (1) File with the commissioner: (a) forms of contracts between the retainer practice and retainer subscribers; and (b) documents relating to the creation and maintenance of any retainer fee trust accounts;

- (2) Maintain for a period of five years a file of all advertising relating to the retainer practice and its services and, upon request, must make the file available to the commissioner for review; and

- (3) Maintain for a period of five years all records relating to retainer fees received by the retainer health care practice and, upon request, must make the records available to the commissioner for review.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2816** by Representatives Schual-Berke, Benson, G. Simpson, Clibborn, Linville, Morrell, Edwards and Kagi; by request of Insurance Commissioner

Regulating medical malpractice liability insurance policies.

Amends RCW 48.18.290 and 48.18.2901 relating to cancellation and nonrenewal of medical malpractice liability insurance policies.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2817** by Representatives Hatfield and Newhouse

Regulating insurance investments in limited liability companies formed to develop real property.

Regulates insurance investments in limited liability companies formed to develop real property.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2818** by Representatives Kagi, Boldt, Darneille, Pearson, Cooper, Linville, Hudgins, Kessler, Lantz, Conway, G. Simpson, Edwards, Sullivan, Kenney, Wood, Schual-Berke, Chase, Santos and Ormsby

Creating the homeless families services fund.

Declares an intent to create, and make an initial investment of state funds in, a homeless families services fund that will leverage private resources and thereby ensure the long-term availability of stable housing to support homeless families throughout the state.

Requires the department to report to the appropriate policy and fiscal committees of the legislature by December 1, 2004, with a preliminary plan for implementation of this act.

Requires the department and the advisory board to thereafter report on an annual basis to the appropriate policy and fiscal committees of the legislature regarding the status of applications to and grant allocations from the fund and performance of the program.

Appropriates the sum of fifteen million dollars, or as much thereof as may be necessary, from the general fund to the homeless families services fund for the fiscal year ending June 30, 2005, to carry out the purposes of this act.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Children & Family Services.

**HB 2819** by Representative Sullivan

Revising the nursing facility medicaid payment system.

Revises the nursing facility medicaid payment system. Repeals RCW 74.46.091, 74.46.535, and 82.71.020.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Appropriations.

**HB 2820** by Representatives Sullivan and Chase

Protecting the right of citizen participation at code city council meetings.

Protects the right of citizen participation at code city council meetings.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Local Government.

**HB 2821** by Representatives Sullivan, Cooper, Wood, Hunt, Upthegrove, Linville, Murray, G. Simpson, Morrell, Darneille, Chase and Kagi

Protecting student health by providing incentives for the use of clean-burning alternative fuels in school buses.

Provides that, notwithstanding any provision of law to the contrary, every student transportation program, whether operated by a school district or a commercial chartered bus service, is exempt from the provisions of chapter 82.38 RCW requiring the payment of special fuel taxes on biodiesel fuel, natural gas, and liquefied petroleum gas if the biodiesel fuel is used at a minimum of a twenty percent blend by volume.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2822** by Representatives Sullivan, Cooper, Hunt, Linville, Eickmeyer, G. Simpson, Ruderman, Chase and Kagi

Authorizing the use of high-occupancy vehicle lanes by low-emission vehicles.

Authorizes the use of high-occupancy vehicle lanes by low-emission vehicles.

Directs the department of transportation to conduct a study on how any existing high-occupancy toll lane program or value pricing pilot program may be expanded to include vehicles whose combined city and highway average gasoline mileage is at least twice the national average for passenger cars, as that figure is determined by the United States environmental protection agency, if such vehicles were to receive a fee waiver or discount.

Requires the department to report its findings to the legislature by January 1, 2005, or at the conclusion of the department's study of high-occupancy toll lanes under the United States federal highway's value pricing pilot program, whichever occurs first.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2823** by Representatives Sullivan, Cooper, Hunt, Upthegrove, Linville, Murray, G. Simpson, Chase and Kagi

Providing incentives to reduce air pollution and improve energy security through the use of alternative fuel vehicles.

Provides incentives to reduce air pollution and improve energy security through the use of alternative fuel vehicles.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Technology, Telecommunications & Energy.

**HB 2824** by Representatives Jarrett, Linville, Armstrong, Moeller, Clibborn, Shabro, Edwards, Romero, Schindler, Kenney, Upthegrove and Woods

Establishing permit processing timelines and reporting requirements for state agencies.

Finds that the timely issuance of project permit decisions by the department of ecology and the department of fish and wildlife serves the public interest.

Finds that full access to relevant performance data produced annually by the department of ecology and the department of fish and wildlife for each type of permit application affords elected officials, project proponents, and the general public the opportunity to review and compare the permit application and processing performance of agencies.

Finds that the review and comparison of this data, and the requirement to provide convenient and direct internet access to germane and consistent reports, will likely foster improved methods for processing applications, and issuing project permit decisions in a timely manner.

Declares an intent to establish requirements for the department of ecology and the department of fish and wildlife to produce and provide access to annual permitting performance reports.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Fisheries, Ecology & Parks.

**HB 2825** by Representatives Clements, Carrell, Skinner, Newhouse, Chandler, Campbell and Boldt

Providing for restitution for malicious mischief.

Provides that, in sentencing any person convicted of malicious mischief, the judge shall also order the defendant or, if the defendant is a minor, the defendant's parents to pay restitution in an amount sufficient to fully compensate the victim for damages. Payment must be made by the person ordered to pay restitution: (1) Immediately if the person is employed;

(2) By writ of garnishment if the employed person is not able to pay immediately; and

(3) Under a mandatory payment plan if the person is neither employed nor able to pay immediately.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2826** by Representative Morris

Revising provisions for taxation of products from vending machines.

Revises provisions for taxation of products from vending machines.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Finance.

**HB 2827** by Representatives Ormsby, Cox, Kenney, Clements, Fromhold, McCoy, Boldt, Mielke, Chase, McIntire, G. Simpson, Morrell, Edwards, Darneille, Wood and Condotta

Establishing a tuition and fees payment plan at colleges and universities.

Declares an intent that students be given every reasonable opportunity to avoid debt and make timely tuition payments, including exempting certain students from tuition and fee due dates for a reasonable amount of time to allow payments to be made throughout the academic term.

Provides that, beginning with the fall 2004 academic term, colleges and universities shall establish and make available an optional payment plan to allow students to pay all tuition and fees throughout the term in approximately equal monthly payments.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Higher Education.

**HB 2828** by Representatives Lantz, Moeller, Cody, Morrell and Darneille

Limiting the liability of hospitals for noneconomic damages in actions under chapter 7.70 RCW.

Limits the liability of hospitals for noneconomic damages in actions under chapter 7.70 RCW.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2829** by Representatives Jarrett, Moeller, Nixon, Shabro, Clibborn and Romero

Revising provisions relating to incorporations within urban growth areas.

Provides that, any boundary review board established under chapter 36.93 RCW may, as provided by this act, initiate a review of unincorporated territory within an urban growth area designated under RCW 36.70A.110 for the purpose of establishing a planning boundary.

Provides that a request for review as provided by this act may only be made by a legislative body subject to the provisions of RCW 36.70A.215 that is within the territorial jurisdiction of the board, or a growth management council or citizen subject to the jurisdiction of such a legislative body.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Local Government.

**HB 2830** by Representatives Hudgins, Jarrett, Hatfield, Mielke, Wallace and Nixon

Authorizing a fee for the review of driving records.

Authorizes the director to enter into a contractual agreement with an insurance company or its agent for the limited purpose of reviewing the driving records of existing policyholders for changes to the record during specified periods of time. The department shall establish a fee for this service, which shall be deposited in the highway safety fund.

Declares that any information provided under this act, shall be treated in the same manner and subject to the same restrictions as certified abstracts.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2831** by Representatives Chandler, Grant, Holmquist, Newhouse, Delvin and Hunt

Increasing the number of days certain fairs can use the special occasion liquor license.

Declares that, for the purposes of this act, special occasion licensees that are "agricultural area fairs" or "agricultural county and district fairs," as defined by RCW 15.76.120, that receive a special occasion license may, once per calendar year, count as one event fairs that last multiple days, so long as alcohol sales are at set dates, times, and locations, and the board receives prior notification of the dates, times, and locations. The special occasion license applicant will pay the sixty dollars per day for this event.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2832** by Representatives Sullivan, Sehlin, Morris, Clements, Crouse, Ahern, O'Brien, Hinkle, Anderson, Linville, Benson, Fromhold, McCoy, Pearson, Lovick, Bailey, Cairnes, Kirby and Grant

Clarifying the taxation of staffing services.

Declares that the legislature has determined that it is in the best interests of the state and the temporary staffing industry to alleviate the fiscal impact to the industry, and to fully resolve the issues of the classification and measure of the tax.

Finds that this can be achieved by lowering the rate of tax imposed on the gross income of a temporary staffing agency, which amount includes all wages, benefits, and costs paid to or for workers, and clarifying that persons providing retail services will be taxable under the retailing or wholesaling classification.

Provides that, absent a person's fraud or intentional misrepresentation of a material fact, no assessment for taxes imposed under chapters 82.08 and 82.12 RCW for staffing services, or related penalties or interest, may be made by the department against a person who in good faith: (1) Upon the effective date of this act, collects and remits to the department the applicable taxes imposed under chapters 82.08 and 82.12 RCW on sales made to consumers in this state; and

(2) For a period of at least thirty-six months from the effective date of this act, continues to collect and remit to the department the applicable taxes imposed under chapters 82.08 and 82.12 RCW on sales made to consumers in this state; provided however, that should the person quit doing business as a staffing service, then the thirty-six month period shall be reduced to the period that the person conducted business as a staffing service from the effective date of this act.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Finance.

**HB 2833** by Representatives Conway, McMorris, Wood, Hudgins and McCoy

Modifying the definition of sellers of travel.

Amends RCW 19.138.021 relating to modifying the definition of sellers of travel.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2834** by Representatives Schual-Berke, Kagi, Cody, Lantz, Linville, Morrell, Wallace, Kenney, O'Brien, Miloscia, Sommers, Rockefeller and Darneille

Improving the discipline of health professions.

Declares that effective mechanisms are needed to ensure that the small minority of health professionals who engage in unprofessional conduct are reported and disciplined in a timely and effective manner.

Finds that jurisdiction for health professions disciplinary processes is divided between the secretary of health and fourteen independent boards and commissions.



While the presence of a board or commission consisting of members of the profession that they regulate may add value to some steps of the disciplinary process, in other instances their involvement may be unnecessary, or even an impediment, to safeguarding the public's health and safety.

Declares it is in the interests of both public health and safety and credentialed health care professionals that the health professions disciplinary system operate effectively and appropriately.

Establishes the task force on improvement of health professions discipline.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2835** by Representatives Schual-Berke and Edwards

Establishing advisory limits on noneconomic damages awarded against health care providers.

Declares an intent by this act to establish an advisory limit on the amount of noneconomic damages that should be awarded in actions against health care providers.

Declares an intent that the trier of fact be informed of the limitation on noneconomic damages established in this act and the fact that the limitation on noneconomic damages is advisory and not binding on the trier of fact.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2836** by Representatives Schual-Berke, Benson and Linville

Restricting adverse underwriting decisions for homeowners' insurance.

Restricts adverse underwriting decisions for homeowners' insurance.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2837** by Representatives Schual-Berke, Benson, Cody, G. Simpson, Kagi, Lantz, Linville, Morrell, Wallace, Kenney, O'Brien, Miloscia, Sommers, Rockefeller, Moeller, Clibborn, Edwards and Darneille

Underwriting medical malpractice coverage.

Requires each medical malpractice insurer to file its underwriting rules, guidelines, criteria, standards, or other information the insurer uses to underwrite medical malpractice coverage.

Requires every filing of underwriting information to identify and explain: (1) The class, type, and extent of coverage provided by the insurer;

(2) Any changes that have occurred to the underwriting standards; and

(3) How underwriting changes are expected to affect future losses.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2838** by Representatives Benson and Schual-Berke

Regulating capital calls by domestic mutual insurers.

Provides that, in addition to authority granted by RCW 48.09.220 and 48.09.230, a domestic mutual insurer meeting all the requirements of this act may increase its surplus by issuing a capital call. A capital call requires policyholders or applicants for insurance to pay a sum, in addition to premium, to be eligible to renew a policy or be issued a new policy.

Provides that, a policyholder that does not pay the amount of a call cannot be cancelled or denied the benefits of an existing policy.

Declares that the commissioner may disapprove a capital call if he or she does not believe it is in the best interest of the insurer, the policyholders, or the citizens of the state of Washington. In making this determination, the commissioner may consider the financial health of the insurer, the impact on the marketplace, the possible use of other means to raise capital, the frequency of previous capital calls by the insurer, the effect of raising premiums instead of a capital call, the impact on state revenue, or any other factor the commissioner deems proper.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Institutions & Insurance.

**HB 2839** by Representatives Schual-Berke, Kagi, Cody, Lantz, Linville, Morrell, Wallace, Kenney, O'Brien, Miloscia, Sommers, Rockefeller, Clibborn and Edwards

Creating a task force to study alternatives for resolving disputes related to injuries resulting from health care.

Declares that, through the establishment of a joint task force, the legislature intends to provide for an impartial examination of issues surrounding resolution of disputes related to injuries occurring as a result of health care, with the goal of developing recommendations for prompt resolution of these disputes that provides equitable results for all of the individuals and entities involved.

Requires the task force to submit its report to the governor and appropriate committees of the legislature no later than November 1, 2005.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2840** by Representatives Schual-Berke, Linville and Morrell

Establishing the necessary qualifications for expert witness testimony under chapter 7.70 RCW.

Establishes the necessary qualifications for expert witness testimony under chapter 7.70 RCW.

Provides that an expert opinion provided in the course of an action against a health care provider under chapter 7.70 RCW must be corroborated by objective evidence, such as, but not limited to, treatment or practice protocols or guidelines developed by medical specialty organizations, objective academic research, or clinical trials or studies.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2841** by Representatives Blake, Hatfield, Schindler and Romero

Providing for flood control zone district administration.

Declares that administration of the affairs of zones without elected supervisors shall be in the county engineer.

Provides that, in flood control zone districts with elected supervisors, the supervisors may appoint the county engineer to administer the affairs of the district.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Local Government.

**HB 2842** by Representatives Benson, Murray, Tom, Darneille, Hankins, Schual-Berke and Kagi

Issuing an occupational driver's license for attendance of treatment or meetings.

Provides for issuing an occupational driver's license for attendance of treatment or meetings.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**HB 2843** by Representatives Sommers, Kenney, Cox, Fromhold, Sehlin, Priest, Chase, McCoy, Ormsby and Lantz

Creating the Cascadia State University at Bothell.

Establishes the Cascadia State University at Bothell.

Requires the Washington state institute for public policy to conduct a feasibility study for the creation of additional baccalaureate and graduate opportunities for public higher education in Vancouver.

Requires the institute to submit its findings from the feasibility study to the higher education and fiscal committees of the senate and house of representatives by December 15, 2004.

Appropriates the sum of ninety thousand dollars, or as much thereof as may be necessary, from the state general fund to the Washington state institute for public policy for the fiscal year ending June 30, 2005, to carry out the purposes of this act.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Higher Education.

**HB 2844** by Representatives Lovick, Morrell, Benson, Campbell, G. Simpson, Bush, Quall, Uptegrove and Schual-Berke; by request of Department of Health and Washington State Patrol

Increasing the regulation of the sale of ephedrine, pseudoephedrine, and phenylpropanolamine.

Finds that quantities of ephedrine, pseudoephedrine, and phenylpropanolamine continue to be sold at the wholesale and retail levels far in excess of legitimate consumer needs. The excess quantities being sold are most likely used in the criminal manufacture of methamphetamine.

Declares it is therefore necessary to further regulate the sales of these drugs, including sales from out-of-state sources, in order to reduce the threat that methamphetamine presents to the people of the state.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2845** by Representative Sump

Limiting local government liability to intentional failures to verify registered contractor status.

Amends RCW 18.27.110 to limit local government liability to intentional failures to verify registered contractor status.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2846** by Representatives Sump, Cooper, Romero, Buck, Pearson, Holmquist, Jarrett, Wood and Woods

Creating the crime of unlawful use of a hook.

Declares that a person is guilty of the unlawful use of a hook if the person intentionally utilizes, or attempts to use, a metallic hook in such a way that it could be reasonably foreseen to pierce the flesh or mouth of a bird or terrestrial mammal.

Provides that unlawful use of a hook is a gross misdemeanor.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Fisheries, Ecology & Parks.

**HB 2847** by Representatives Miloscia, O'Brien and Lovick

Expanding the DNA identification system to include DNA samples from persons arrested on criminal charges.

Finds that the DNA identification system is becoming increasingly useful in the accurate investigation and prosecution of criminal offenses.

Finds that the use of DNA identification deters recidivist acts, significantly aids in the exculpation of innocent persons, allows for the accurate identification of prisoners for institutional purposes, and helps in the identification of human remains or missing persons.

Declares that it is in the public interest to expand the DNA identification system to include all persons arrested on criminal charges.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2848** by Representatives O'Brien, Tom, Kagi, Cairnes, Murray, McCoy, Cox, Hunt, Lovick, Flannigan and Dunshee

Authorizing tribal law enforcement officers to enforce the laws of the state of Washington.

Finds a need for tribal law enforcement officers to enforce the laws of the state of Washington over non-Indian persons while those persons are on tribal lands or reservations to efficiently deal with criminal activities conducted by those who would threaten the peace and safety of Indian communities through their actions.

Declares an intent to balance the common interests of the state of Washington and tribal governments to provide basic police services in the effort to maintain peace and social order, and provide for the more efficient use of available resources by agencies responding to crimes and incidents that occur in Indian country.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2849** by Representatives Kagi, Cody, Campbell, Bush and Schual-Berke; by request of Department of Health

Eliminating credentialing barriers for sex offender treatment providers.

Eliminates credentialing barriers for sex offender treatment providers.

Directs the department to issue an affiliate certificate to any applicant who meets the following requirements: (1) Successful completion of an educational program approved by the secretary or successful completion of alternate training which meets the criteria of the secretary;

(2) Successful completion of an examination administered or approved by the secretary;

(3) Not having engaged in unprofessional conduct or being unable to practice with reasonable skill and safety as a result of a physical or mental impairment; and

(4) Other requirements as may be established by the secretary that impact the competence of the sex offender treatment provider.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2850** by Representatives Morrell, Benson, Darneille, Campbell and Bush; by request of Department of Health

Eliminating credentialing barriers for health professions.

Finds that the health care work force shortage is contributing to the health care crisis.

Finds that some unnecessary barriers exist that slow or prevent qualified applicants from becoming credentialed health care providers.

Finds that eliminating these initial barriers to licensure will contribute to state initiatives directed toward easing the health care personnel shortage in Washington.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2851** by Representatives Clibborn, Campbell, Darneille and Edwards; by request of Department of Health

Removing certificate of need limitations on bed capacity and redistribution for federally certified critical access hospitals.

Provides that a health care facility certified as a critical access hospital under 42 U.S.C. 1395i-4 may increase its total number of licensed beds to the total number of beds permitted under 42 U.S.C. 1395i-4 and may redistribute beds permitted under 42 U.S.C. 1395i-4 among acute care and nursing home care without being subject to certificate of need review.

Provides that these critical access hospital beds will not be counted as either acute care or nursing home care for certificate of need review purposes.

Provides that if a health care facility ceases to be certified as a critical access hospital under 42 U.S.C. 1395i-4, the hospital may revert back to the type and number of licensed hospital beds as it had when it requested critical access hospital designation.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2852** by Representatives O'Brien, Cairnes, Hunt, Lantz and Flannigan

Changing penalties for failure to appear after release on recognizance.

Revises penalties for failure to appear after release on recognizance.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2853** by Representatives Cox and Schoesler

Authorizing certain pharmacy interns to practice without registering with the department of health.

Provides that any person enrolled as a student of pharmacy in an education program approved by the board may serve as a pharmacy intern without registering with the department as long as he or she is supervised by a preceptor and does not practice for more than sixty consecutive days.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health Care.

**HB 2854** by Representatives Delvin, Lovick, O'Brien, Lantz and Bush

Revising provisions concerning seizure, forfeiture, and destruction of explosives.

Authorizes a law enforcement agency to destroy explosives, improvised devices, or components seized under this act when the agency determines that it is impractical or unsafe to store the explosives, improvised devices, or components. The law enforcement agency must film, videotape, or make a similar record of any destruction authorized by this act.

Requires the law enforcement agency to photograph, videotape, or make a similar record of the explosives, improvised devices, or components destroyed, and keep samples where practicable.

Requires the law enforcement agency to make a report listing the explosives, improvised devices, and components destroyed, and the time, location, and reason for destruction.

Provides that any such reports, records, or samples shall be admissible as evidence in lieu of the explosives, improvised devices, or components destroyed.

Provides that, when destruction is not appropriate, and the explosives, improvised devices, or components are not being held for evidence, a seizure pursuant to this act commences proceedings for forfeiture.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2855** by Representatives Delvin, Lovick and O'Brien

Prohibiting specified acts involving explosives.

Declares that a person is guilty of a class C felony if he or she manufactures, possesses, stores, sells, purchases, transports, or uses an explosive or a component of an explosive for an unlawful purpose under circumstances not amounting to a violation of RCW 70.74.180.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2856** by Representatives Delvin, Upthegrove and Condotta

Banning motorized foot scooters from public streets and roads.

Prohibits motorized foot scooters from public streets and roads.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2857** by Representatives Delvin, Ahern, Anderson, Roach, McMorris, Condotta, McMahan, Crouse, Talcott, Nixon, Campbell, Tom, Orcutt, Hinkle, Clements, Newhouse, Woods, Chandler, Carrell, Armstrong, Schoesler, Buck, Bush and Upthegrove

Requiring the teaching of the relationship of the Declaration of Independence to the constitutions of the United States and Washington state.

Requires the teaching of the relationship of the Declaration of Independence to the constitutions of the United States and Washington state.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**HB 2858** by Representatives Cooper and O'Brien

Providing for safety training for all-terrain vehicle operators.

Requires the department to adopt standards for and implement a comprehensive all-terrain vehicle safety education and training program. The program must provide for the hands-on training of all-terrain vehicle operators, and for the issuance of all-terrain vehicle safety certificates to operators who successfully complete the training. Course content shall be adopted from a curriculum developed by a nationally recognized safety organization such as the all-terrain vehicle safety institute.

Provides that the director will by rule establish a program to certify all-terrain vehicle safety instructors, clubs, associations, municipalities, or political subdivisions to conduct a training program and to issue safety certificates in the director's name.

Requires that all-terrain vehicle safety instructors at a minimum shall meet the following requirements to become certified: (1) Possess a current all-terrain vehicle safety

instructor certification or license issued by a recognized all-terrain vehicle safety organization;

(2) Be at least eighteen years of age;

(3) Have no convictions relating to or as a result of the use of alcohol or drugs during the immediately preceding two years; and

(4) Have no previous felony convictions.

Provides that: (1) All-terrain vehicles with engine capacity of seventy cubic centimeter displacement ("cc") up to and including ninety cc may be operated on public land only by those aged twelve and older.

(2) All-terrain vehicles with engine capacity greater than ninety cc may be operated on public land only by those aged sixteen and older.

(3) Persons under age sixteen must be under continuous adult supervision while operating an ATV on public land.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Transportation.

**HB 2859** by Representatives Wallace, Boldt, Dunshee, Orcutt, Lantz, Hankins, Alexander, Linville, Eickmeyer, Murray, Morrell, Upthegrove and Schual-Berke

Authorizing projects recommended by the public works board.

Authorizes projects recommended by the public works board.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Capital Budget.

**HB 2860** by Representatives Ahern, Ormsby, Shabro, Lovick, Delvin, Upthegrove, Wallace, Blake, Bush and Quall

Limiting sales of ephedrine, pseudoephedrine, and phenylpropanolamine.

Limits sales of ephedrine, pseudoephedrine, and phenylpropanolamine.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2861** by Representatives Talcott, Quall, McDermott and Tom

Providing for a certificate of completion for students with individualized education programs and 504 plans.

Declares that special education students and students with plans under section 504 of the rehabilitation act of 1973 may meet the requirement by successful completion of either the high school assessment or the requirements contained in their special education or 504 plans.

Provides that students who successfully complete the requirements in their special education or 504 plans but who do not successfully complete the high school assessment shall earn a certificate of completion. The certificate of completion shall be required for graduation for these students, but need not be the only requirement for graduation.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**HB 2862** by Representatives Mielke, Shabro, Boldt, Schindler and Kristiansen

Providing for restricting printing services provided by educational service districts.

Provides that a district may not provide printing services to any agency or organization other than a school district or the school for the deaf or school for the blind.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**HB 2863** by Representatives Santos, Veloria, Kenney, Pettigrew, Murray, Darneille and Upthegrove

Providing certain public notices in other than English.

Directs state agencies to provide public notices, whether required by law or rule, in a language other than English if a significant segment of the affected community or area is of limited English proficiency and speaks a language other than English.

Declares that this requirement is only for notices that involve a public health, safety, or welfare concern, including, but not limited to, proposed locations of facilities that would house sex offenders, or proposed locations for criminal facilities.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to State Government.

**HB 2864** by Representatives Santos, Pettigrew, Veloria and Sullivan

Providing a procedure for siting community corrections field offices.

Provides that, when selecting a location for a field office to be used by community corrections officers, the department must perform an analysis of the surrounding area. The analysis must identify the following types of facilities located within a three-mile radius of each proposed location: (1) Local jails;

(2) State mental hospitals;

(3) Secure community transition facilities; and

(4) Any facility operated by the department or the department of social and health services that is used to house five or more adult or juvenile offenders who are in the custody of, or being supervised in the community by, the state. Such a facility includes, but is not limited to, a prison, a facility operated by the juvenile rehabilitation administration of the department of social and health services, a group home, a prerelease facility, and a work release facility.

Directs the department to refrain from locating a field office to be used by community corrections officers within one mile of any facility listed in this act unless to do so is necessary to preserve public safety.

Requires that, once a final site for a field office has been selected under this act, the department shall conduct a public hearing in the community where the office will be located.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2865** by Representatives Condotta, Grant, Chandler, Kessler, Newhouse, McMorris, Armstrong, Hinkle, Sump and Crouse

Monitoring cholinesterase.

Requires that, in implementing any rules adopted pursuant to RCW 49.17.050(4) that require agricultural employers to implement a monitoring program for employees who handle category I or II organophosphate or N-methyl-carbamate pesticides, the department must collect and analyze data to determine whether mandatory testing is warranted and, if so, what thresholds of exposure to pesticides should trigger mandatory testing.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Labor.

**HB 2866** by Representatives Crouse, Sullivan and Wood

Authorizing the construction and operation of renewable energy projects by joint operating agencies.

Authorizes the construction and operation of renewable energy projects by joint operating agencies.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Technology, Telecommunications & Energy.

**HB 2867** by Representatives McDermott and Nixon; by request of Secretary of State

Conforming legal notice broadcast requirements to current practice.

Conforms legal notice broadcast requirements to current practice.

Repeals RCW 65.16.140.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to State Government.

**HB 2868** by Representatives Condotta, Lovick, Moeller, Kristiansen, Sump, Priest, Armstrong, McDonald, Delvin, Skinner, Holmquist, McMahan, Crouse, Newhouse, Carrell, Roach, G. Simpson and Woods

Increasing the penalty for failure to register as a felony sex offender.

Increases the penalty for failure to register as a felony sex offender.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2869** by Representatives Condotta, Armstrong, Schoesler, Sump, Holmquist, Newhouse, Kristiansen and Clements

Prohibiting the salmon recovery funding board from funding land acquisition projects.

Declares that the board may not fund fee simple land acquisition projects in any county in which public land, federal land, and tribal land together constitute seventy-five percent or more of the total area of the county.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Fisheries, Ecology & Parks.

**HB 2870** by Representatives Romero, Murray, Edwards, Wood, Upthegrove and Santos

Making available relocation assistance payments to low-income tenants.

Declares that the purpose of this act is to establish a process, consistent throughout the state, by which low-income tenants would receive funds for relocation from property owners who fail to provide safe and sanitary housing after due notice of building code or health code violations.

Declares that it is also the purpose of this act to establish a review process, available to property owners and tenants, and to provide enforcement mechanisms to cities, towns, counties, or municipal corporations including the ability to advance relocation funds to tenants who are displaced as a result of a property owner's failure to remedy building code or health code violations and later to collect the full amounts of these relocation funds, along with interest and penalties, from property owners.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Local Government.

**HB 2871** by Representatives Darneille, Campbell, Cody, Miloscia, Moeller, Wallace, Schual-Berke, Skinner, Murray, Upthegrove and Santos

Requiring measuring the performance of the HIV/AIDS service delivery system.

Finds that it is appropriate to develop measures that will allow an assessment of the performance of the HIV/AIDS service delivery system to ensure that public funds spent for this purpose are being used most effectively to respond to this important public health issue.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health Care.

**HB 2872** by Representatives Darneille, Pettigrew, O'Brien, Kagi, G. Simpson, Dickerson and Wallace

Revising DNA testing provision.

Provides that a person convicted of a felony in a Washington state court who currently is serving a term of imprisonment may submit to the court that entered the judgment of conviction a verified written motion requesting DNA testing.

Provides that the court shall grant a motion requesting DNA testing under this act if such motion is in the form required by this act, and the convicted person has demonstrated on a more probable than not basis that the proposed DNA testing would provide substantial new

evidence related to the identity of the perpetrator of, or accomplice to, the crime, or to sentence enhancement.

Declares that DNA testing ordered under this act shall be performed by the Washington state patrol crime laboratory. Contact with victims shall be handled through victim/witness divisions.

Provides that, notwithstanding any other provision of law, any biological material that has been secured in connection with a criminal case, or evidence samples sufficient for testing, shall not be destroyed before the date of the convicted person's release from custody or twenty years from the date of conviction, whichever occurs first.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2873** by Representatives Darneille, Benson, Morrell, Conway, Haigh, Talcott, Bailey, Lantz, McDonald, Shabro, Campbell, Linville, G. Simpson, Sullivan, Kenney, Upthegrove, Santos, Ormsby and Kagi

Establishing a military family assistance program.

Declares an intent that, to the extent of available funds, the program shall be available to provide temporary financial assistance to families with members currently serving in the Washington national guard whose gross family income at time of application does not exceed one hundred fifty percent of the federal poverty level as adjusted for household size and determined annually by the federal department of health and human services.

Authorizes the department to receive such gifts, grants, and endowments from public or private sources as may be made from time to time, in trust or otherwise, for the use and benefit of the purposes of this act and expend the same or any income therefrom according to the terms of the gifts, grants, or endowments.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Children & Family Services.

**HB 2874** by Representatives Darneille and Kagi

Changing provisions relating to certificates of discharge of sentence.

Provides that, upon being provided with proof from any party sufficient to show that all requirements of the judgment and sentence have been met, the court shall discharge the offender and provide the offender with a certificate of discharge by issuing the certificate to the offender in person or by mailing the certificate to the offender's last known address.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Criminal Justice & Corrections.

**HB 2875** by Representatives Upthegrove, Ruderman, Miloscia, Nixon, Tom, Eickmeyer, Santos, Ormsby and Kagi

Creating a task force to enhance youth voter education programs.

Directs the secretary of state to convene a task force to explore opportunities for enhancing voter education programs for persons under the age of eighteen.

Requires the task force to make recommendations and report those recommendations back to the legislature during the 2006 legislative session.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to State Government.

**HB 2876** by Representatives McMahan and Mielke

Exempting purchases by school districts from sales and use taxes.

Declares that the tax levied by RCW 82.08.020 shall not apply to sales to school districts.

Declares that the provisions of chapter 82.12 RCW shall not apply in respect to the use of tangible personal property by school districts.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Finance.

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**House Joint Memorials**

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**HJM 4038** by Representatives Cairnes, Roach, Orcutt, Armstrong, Nixon, Holmquist, Woods, Carrell, Mastin, Kristiansen, Cox, Newhouse, Hinkle, Bush, Sehlin, Benson, Ahern, Chandler, Buck, Shabro, Campbell and Mielke

Recognizing the flag of the former Republic of Vietnam.

Requests that the United States recognize the flag of the former Republic of Vietnam as the only legitimate flag of the Vietnamese people.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to State Government.

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**Senate Bills**

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**SB 5139-S** by Senate Committee on Higher Education (originally sponsored by Senator Carlson)

Requiring school districts to provide or pay for state-supported remedial education at institutions of higher education. Revised for 1st Substitute: Concerning student preparation for college-level work.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent that current trisector initiatives be continued and strengthened to communicate with parents and students about what students need to do to gain and maintain the appropriate math, writing, and reading skills to assure they can start immediately in college-level work. Before the beginning of the 2005 session, the K-20 community will engage in an organized strategy aimed at reducing the need for remediation of recent high school graduates.

Provides that, subject to funding, the Washington institute for public policy shall report the extent to which school districts are able to provide enough sections of the

courses needed for students to gain and maintain appropriate math, writing, and reading skills that will prepare them for college-level work.

Requires the institute to make recommendations about how to fill any gaps revealed through its research. A preliminary report of the study is due to the legislature by September 1, 2004, and a final report is due December 1, 2004.

-- 2004 REGULAR SESSION --

Jan 20 HIE - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6115-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Roach, Parlette, Hewitt, Mulliken, Honeyford, Schmidt, Johnson, Stevens, Sheahan, Hale, Winsley, Oke, Deccio, Haugen, Swecker, Finkbeiner, T. Sheldon, Prentice, Rasmussen, Fairley, Fraser, Kline, Eide, McCaslin, Shin and Benton)

Providing a use tax exemption for amusement and recreation services donated to or by nonprofit charitable organizations or state or local governmental entities. Revised for 1st Substitute: Providing a use tax exemption for amusement and recreation services donated to or by nonprofit organizations or state or local governmental entities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that chapter 82.12 RCW does not apply to the donation of amusement and recreation services without intervening use to a nonprofit charitable organization or state or local governmental entity, to the use by a nonprofit charitable organization or state or local governmental entity of amusement and recreation services, or to the subsequent use of the services by a person to whom the services are donated or bailed in furtherance of the purpose for which the services were originally donated. As used in this provision, "amusement and recreation services" has the meaning in RCW 82.04.050(3)(a).

-- 2004 REGULAR SESSION --

Jan 21 GO - Majority; 1st substitute bill be substituted, do pass.  
On motion, referred to Ways & Means.

**SB 6153-S** by Senate Committee on Financial Services, Insurance & Housing (originally sponsored by Senators Prentice, Eide, Haugen, Winsley, Kohl-Welles and Kline)

Notifying home buyers of where information regarding registered sex offenders may be obtained.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the notice regarding sex offenders under RCW 64.06.020 does not create any legal duty on the part of the seller, or on the part of any real estate licensee, to investigate or to provide the buyer with information regarding the actual presence, or lack thereof, of registered sex offenders in the area of any property, including but not limited to any property that is the subject of a disclosure or waiver of disclosure under this chapter, or that is exempt from disclosure under RCW 64.06.010.

Takes effect January 1, 2005.

-- 2004 REGULAR SESSION --

Jan 20 FSIH - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6198-S** by Senate Committee on Financial Services, Insurance & Housing (originally sponsored by Senator Benton)

Eliminating the state sales tax on construction labor and services in counties where housing is not affordable for first-time buyers. Revised for 1st Substitute: Eliminating the state sales tax on construction costs for qualifying residential construction in counties where housing is not affordable for first-time buyers.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to make housing more affordable for first-time home buyers in counties where housing is currently not affordable for first-time home buyers.

Proposes to do this by eliminating the state sales tax on construction labor and services in counties where the first-time buyer housing affordability index demonstrates that housing is not affordable for first-time home buyers.

-- 2004 REGULAR SESSION --

Jan 20 FSIH - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Jan 21 Referred to Ways & Means.

**SB 6450** by Senators Stevens, Johnson, Hargrove, Mulliken, Parlette, Benton, Roach and Pflug

Prohibiting discrimination against students educated in private, parochial, and home-based instruction.

Prohibits discrimination against students educated in private, parochial, and home-based instruction.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Education.

**SB 6451** by Senators Deccio, Prentice, Winsley, Murray, Jacobsen, Kline, Shin, Stevens, T. Sheldon, Sheahan, Rasmussen, Esser, Schmidt, Roach, Kastama, Keiser, Brandland, Fraser, Franklin, Hargrove, Spanel, Mulliken, Doumit, Swecker, Carlson, Honeyford, Parlette, Haugen, Eide, McAuliffe and Benton

Preserving nursing home funding.

Provides that, to the extent of available funding within the biennial appropriations act, the department shall make supplemental payments to nursing facilities. The payments shall be supplemental to the component rate allocations calculated in accordance with part E of chapter 74.46 RCW, and neither the provisions of part C of this chapter nor the provisions of part E of this chapter shall apply to these supplemental payments, except that RCW 74.46.421(4) (a) and (b) shall apply.

Provides that the department shall, effective July 1, 2003, and through June 30, 2004, make a retroactive supplemental payment to nursing facilities to reimburse the

full difference between the medicaid proportionate share of the reported property and liability insurance costs for cost reports filed for 1999, and the medicaid proportionate share of the reported property and liability insurance costs for cost reports filed for 2002.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6452** by Senators Swecker, Spanel and Kohl-Welles

Setting primary election procedures.

Provides for a private choice open primary election.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6453** by Senators Roach, Hargrove, Hale, T. Sheldon, Schmidt, Winsley, McCaslin, Carlson, Fairley and Rasmussen; by request of Secretary of State

Enacting a modified blanket primary.

Declares that the provisions of this act relating to primaries must be liberally construed to further the following interests: (1) The legislature finds that the process of determining which candidates will appear on the general election ballot or be elected to office is a public process, in which all voters must be permitted to participate. The legislature further finds that it is not in the public interest to expend public funds on a nominating process that does not permit the participation of all voters without regard to party affiliation or requires a public declaration of party affiliation;

(2) All qualified registered voters of the state of Washington should be permitted to participate in all meaningful stages of the process for selecting candidates to appear on the general election ballot by voting for the candidate of their choice; and

(3) No registered voter of the state of Washington should be required to divulge to any public or private entity his or her party affiliation, if any, as a prerequisite to voting.

Declares that this act does not take effect and is void in its entirety if, by no later than the close of business on June 30, 2004, the state chairs of each major political party file with the secretary of state a written declaration expressly stating the party's perpetual and irrevocable consent to the participation of all registered voters in the selection of that party's nominees for partisan elected office without limitation based on either party affiliation or the decision of any voters to cast ballots for candidates of more than one party at the same primary.

Repeals RCW 29A.04.157, 29A.20.110, 29A.20.130, 29A.20.200, 29A.24.200, 29A.24.210, 29A.28.010, 29A.28.020, and 29A.36.190.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6454** by Senators McAuliffe, Roach, Fairley, Eide, Regala, Winsley, Prentice, Shin, Kline, Thibaudeau, Johnson, Franklin, Keiser, Rasmussen, Zarelli, Jacobsen and B. Sheldon



Regarding the use of portable or cellular phones or paging telecommunications devices by students.

Recognizes that cellular or portable phones may be used for inappropriate activities during school hours and on school property and may, on occasion, cause disruption in the classroom environment, and also recognizes that the use of cellular or portable phones can decrease the response time of officials to emergency situations. In addition, cellular or portable phones allow parents an additional and timely method of contacting their children in the event of an emergency.

Provides that a school district board of directors shall not adopt policies prohibiting students from possessing paging telecommunication devices or portable or cellular phones. However, the policies may prohibit an individual student from possessing a paging telecommunication device or portable or cellular phone if the student violates the policies adopted by the board.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**SB 6455** by Senators McAuliffe, Stevens, Regala, Murray, Doumit, Rasmussen, Fairley, Schmidt, Kohl-Welles, Winsley, Thibaudeau, Eide, Keiser, Parlette and Jacobsen

Regarding schools and juvenile justice agencies sharing information.

Provides that a juvenile justice or care agency, a school district, or an employee or agent or other person who receives or releases the information in compliance with federal and state law is immune from civil liability for damages unless it is shown that the entity or employee acted with gross negligence or in bad faith.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**SB 6456** by Senator Eide

Limiting personal liability for limited liability partnerships.  
Limits personal liability for limited liability partnerships.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**SB 6457** by Senators Swecker, Stevens, Deccio, Prentice, Parlette, Hargrove, Jacobsen, Kohl-Welles and Rasmussen

Changing provisions relating to adoption.

Declares an intent to ensure that children whose parents are unable to provide for their care are placed with safe and stable families through the process of adoption. Placement of such children with qualified families is presumed to be in the best interest of the child.

Declares that the purpose of adoption is to find a safe and stable family for each child, not the reverse.

Declares an intent that adoptions be handled efficiently and equitably with the rights of all parties protected. Under no circumstances shall adoptions be delayed, denied, or given preferential treatment based upon the race of the child or prospective adoptive parents, nor shall any adoption-related fees be based upon the race or physical characteristics of the child, nor of the ability of the

prospective adoptive parents to pay the adoption-related fees.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Children & Family Services & Corrections.

**SB 6458** by Senators Brandland, Keiser and Eide

Regulating fees for using an automated teller machine.

Declares that the owner of an automated teller machine may charge an access fee or surcharge to a customer for the use of the machine.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Financial Services, Insurance & Housing.

**SB 6459** by Senators Doumit, Mulliken and Rasmussen

Modifying the prorating of fire protection district property tax levies.

Authorizes a fire protection district to protect the district's tax levy from prorating under RCW 84.52.010(2) by imposing up to a total of twenty-five cents per thousand dollars of assessed value of the tax levies authorized under RCW 52.16.140 and 52.16.160 outside of the five dollar and ninety cent per thousand dollar of assessed valuation limitation established under RCW 84.52.043(2), if those taxes otherwise would be prorated under RCW 84.52.010(2)(e).

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6460** by Senators Mulliken and Rasmussen

Providing a procedure for removal of the agricultural resource land designation.

Provides that, to remove an agricultural resource land designation, a finding must be made that the land does not meet the requirements of RCW 36.70A.170(1)(a), based on criteria that may include, but are not limited to, being surrounded by incompatible residential uses or severed from a larger pattern of agricultural use. Where there are adopted criteria for designation of agricultural resource land, the finding must be based on the adopted criteria.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Land Use & Planning.

**SB 6461** by Senators Hewitt, Honeyford, Mulliken and Morton

Requiring a report on workers' compensation premiums.

Requires the department of labor and industries to prepare a report on the use of total employer payroll as the basis for workers' compensation premiums. The department shall compare the use of hours worked with the use of total employer payroll and discuss the positive and negative aspects of each.

Provides that, in preparing this report, the department shall also review how other states determine workers'

compensation premiums. The report shall be delivered to the appropriate legislative committees by December 1, 2004.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6462** by Senators Prentice and Rasmussen

Requiring a super-majority of the legislature increase betting limits.

Declares that in establishing a maximum wager, money, or other thing of value that may be wagered or contributed by a player in any gambling activities subject to this act, it is the intent that any such lottery or gambling activity involving a wager or contribution in excess of the maximum authorized amount is prohibited.

Provides that any increase in the maximum authorized wager amount after the effective date of this act thus constitutes the elimination of that prohibition and, under Article II, section 24 of the state Constitution, requires an affirmative vote of sixty percent of the members of each house of the legislature.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6463** by Senators Prentice and Rasmussen

Freezing the maximum wager on social card games.

Provides that in no case may the maximum allowable wager exceed the amount established by the commission and effective on January 1, 2004.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6464** by Senators Prentice and Rasmussen

Clarifying local regulation of gambling activities.

Declares that nothing in chapter 9.46 RCW limits the authority of a city, town, city-county, or county to enact and enforce an ordinance, resolution, or other legislative act that: (1) Applies equally to similarly situated entities without regard to whether the entity is required to possess, or is not required to possess, a license under this chapter;

(2) Prohibits one or more classes of licensed gambling activity from locating and operating within the jurisdiction, so long as the prohibition is contained in and consistent with the jurisdiction's comprehensive plan, and applies absolutely, without variance or other exception.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6465** by Senators Swecker and Rasmussen

Extending the expiration date of the dairy inspection program assessment.

Extends the expiration date of the dairy inspection program assessment to June 30, 2010.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Agriculture.

**SB 6466** by Senator Fairley

Regarding the admission of residents to nursing facilities.

Provides that a nursing facility that has under common ownership, in whole or in part, a boarding home licensed under chapter 18.20 RCW, or independent housing, is not required to place the names of its boarding home or independent retirement housing residents on the list of names of persons seeking admission to the nursing facility.

Provides that it is not an act of discrimination to refuse to admit a patient if admitting that patient would prevent the admission of an individual who has resided within the boarding home or independent retirement housing that is commonly owned, in whole or in part, by the nursing facility.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6467** by Senators Fairley and Kohl-Welles

Revising distribution of funds for operating and maintenance of very low-income housing projects.

Amends RCW 36.22.178 and 18.85.540 to revise distribution of funds for operating and maintenance of very low-income housing projects.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Financial Services, Insurance & Housing.

**SB 6468** by Senators Winsley, Kastama and Shin

Requiring a six-year review of property tax exemptions.

Requires a six-year review of property tax exemptions.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6469** by Senators Murray, Carlson, Eide, McAuliffe, Schmidt, B. Sheldon, Shin and Rasmussen

Creating a pilot program for electronic administration of the Washington assessment of student learning.

Establishes a pilot program for a limited number of school districts to administer retakes of the Washington assessment of student learning.

Requires the superintendent of public instruction to develop or contract to develop an electronic version of the Washington assessment of student learning.

Requires that, no later than June 15, 2004, the superintendent shall use the minimum eligibility criteria provided by this act to determine which school districts will participate in the program.

Requires interested school districts to apply no later than May 15, 2004, to the superintendent of public instruction to participate in the pilot program.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**SB 6470** by Senators Murray, McAuliffe, Eide, Johnson, B. Sheldon, Berkey, Kohl-Welles, Shin, Winsley and Rasmussen

Providing scholarships for continuing education for eligible classroom teachers.

Provides that to the extent funds are provided, the superintendent of public instruction shall provide scholarships to be applied toward all or a portion of the educational expenses incurred by eligible classroom teachers for obtaining credits or clock hours that satisfy the continuing education requirements for state professional licensure.

Provides that eligible classroom teachers are first-year classroom teachers teaching in schools receiving federal Title I funds.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**SB 6471** by Senators Haugen, Stevens, Doumit and Mulliken

Providing for greater flood control management and maintenance.

Declares that a flood control or other district organized under Title 85 RCW located within the county may initiate and conduct the preparation of a comprehensive flood control management plan with the concurrence of the county legislative authority.

Provides that, for fiscal years 2005 through and including 2009, the department of ecology shall place a priority upon funding flood control maintenance by special purpose districts that have experienced significant increases in maintenance costs from increased flood water runoff due to increasing urbanization and land use development in the drainage basin in which the district's facilities are located. This priority applies to those funds not set aside by the department of ecology to meet unusual, unforeseeable, and emergent flood conditions.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Land Use & Planning.

**SB 6472** by Senators Hargrove, McAuliffe, Esser, Regala, Stevens and Kohl-Welles; by request of Department of Community, Trade, and Economic Development

Revising provisions relating to victims of crime.

Provides opportunities for victim participation in court hearings on juvenile offender matters and ensures that Article I, section 35 of the Washington state Constitution, the victim bill of rights, is fully observed.

Encourages the parents, guardian, or custodian of the juvenile and the juvenile's victim, to the extent the victim is able to or chooses to, to actively participate in the juvenile justice process.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Children & Family Services & Corrections.

**SB 6473** by Senators Deccio, Fairley, Esser, Poulsen, McCaslin, Prentice, Roach, Mulliken, Kline, Eide, Rasmussen, McAuliffe and Benton

Providing a tax exemption for certain services for developmentally disabled persons.

Declares that chapter 82.04 RCW does not apply to amounts received from the department of social and health services for the specific purpose of providing division of developmental disabilities contracted and certified nonfacility based residential services to a person with a developmental disability as defined in RCW 71A.10.020.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Ways & Means.

**SB 6474** by Senators Brandland, Prentice and Pflug

Exempting certain prescription drugs from the provisions of RCW 70.14.050.

Exempts certain prescription drugs from the provisions of RCW 70.14.050.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6475** by Senators Schmidt, Shin, Mulliken and Keiser

Exempting certain textbooks from sales and use tax.

Declares that the tax levied by RCW 82.08.020 does not apply to: (1) Required college textbooks sold by an institution of higher education or at a bookstore whose principal place of business is in Washington state to enrolled students of the institution of higher education; or

(2) Required college textbooks sold by an internet retailer to enrolled students of an institution of higher education if the internet retailer's principal place of business is in the state of Washington.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Higher Education.

**SB 6476** by Senators Mulliken and T. Sheldon

Designating manufactured housing communities as nonconforming uses.

Provides that, after the effective date of this act, a local government may designate a new manufactured housing community as a nonconforming use, but may not order the removal or phased elimination of an existing manufactured housing community because of its status as a nonconforming use.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Land Use & Planning.

**SB 6477** by Senators Mulliken and T. Sheldon

Imposing impact fees on manufactured housing communities.

Provides that manufactured housing communities, as defined in RCW 59.20.030, are attached, multifamily

housing units for the purpose of imposing impact fees under chapter 82.02 RCW.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Land Use & Planning.

**SB 6478** by Senators Brandland, Franklin, Deccio, Rasmussen, McCaslin, Murray, B. Sheldon, Parlette, Winsley and Regala; by request of Department of Health and Washington State Patrol

Increasing the regulation of the sale of ephedrine, pseudoephedrine, and phenylpropanolamine.

Finds that quantities of ephedrine, pseudoephedrine, and phenylpropanolamine continue to be sold at the wholesale and retail levels far in excess of legitimate consumer needs. The excess quantities being sold are most likely used in the criminal manufacture of methamphetamine.

Declares it is therefore necessary to further regulate the sales of these drugs, including sales from out-of-state sources, in order to reduce the threat that methamphetamine presents to the people of the state.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6479** by Senators Fraser, Carlson, Winsley, Regala, Brown, Spanel and Kohl-Welles

Providing remuneration for unused sick leave for public employees retirement system plan 3 members.

Provides that eligible state employees who separate from state service after January 1, 2004, and who are at least fifty-five years of age and have at least ten years of service credit under the public employees' retirement system plan 3 as defined in RCW 41.40.010 may elect to receive remuneration at the time of separation rather than the time of retirement.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Ways & Means.

**SB 6480** by Senators Hewitt, Deccio, Hale, Doumit, Rasmussen, Honeyford and Mulliken

Increasing the number of days certain fairs can use the special occasion liquor license.

Declares that, for the purposes of this act, special occasion licensees that are "agricultural area fairs" or "agricultural county and district fairs," as defined by RCW 15.76.120, that receive a special occasion license may, once per calendar year, count as one event fairs that last multiple days, so long as alcohol sales are at set dates, times, and locations, and the board receives prior notification of the dates, times, and locations. The special occasion license applicant will pay the sixty dollars per day for this event.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6481** by Senators Hewitt, Jacobsen, Deccio, Rasmussen and Honeyford

Governing class 1 racing associations' authority to participate in parimutuel wagering.

Requires the horse racing commission to adopt rules regulating advance deposit wagering and shall authorize advance deposit wagering to be conducted by a licensed class 1 racing association operating a live horse racing facility or the operator of an advance deposit wagering system accepting wagers pursuant to an agreement with a licensed class 1 racing association.

Provides that, in order to participate in parimutuel wagering at a satellite location or locations within the state of Washington, the holder of a class 1 racing association license must have conducted at least one full live racing season. All class 1 racing associations must hold a live race meet within each succeeding twelve-month period to maintain eligibility to continue to participate in parimutuel wagering at a satellite location or locations.

Provides that a licensed class 1 racing association may be approved to disseminate imported simulcast race card programs to locations outside the live racing facility of the class 1 racing association, provided that the class 1 racing association has conducted at least forty live racing days with an average on-track handle on the live racing product of a minimum of one hundred fifty thousand dollars per day during the twelve months immediately preceding the application date.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Commerce & Trade.

**SB 6482** by Senators Jacobsen and Winsley

Regulating gift certificates.

Provides that it is unlawful for any person or entity to sell, issue, or enforce against a holder, a gift certificate that contains: (1) An expiration date;

(2) Any fee, including a service fee; or

(3) A dormancy or inactivity charge.

Provides that, if a purchase is made with a gift certificate for an amount that is less than the value of the gift certificate, the issuer must make the remaining value available to the holder in cash or as a gift certificate. If after the purchase the remaining value of the gift certificate is less than five dollars, the gift certificate must be redeemable in cash for its remaining value.

Declares that a gift certificate is valid until redeemed or replaced.

Declares that it is lawful to issue, and enforce against the holder, a gift certificate containing an expiration date if the expiration date appears in capital letters in at least ten-point font on the front of the gift certificate and the gift certificate is: (1) Issued pursuant to a promotional program, without any money or other thing of value being given in exchange for the gift certificate;

(2) Donated or sold below face value at a volume discount to employers or to a charitable organization for fund-raising activities; or

(3) Issued for a food product.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Financial Services, Insurance & Housing.

**SB 6483** by Senators Swecker, Haugen and Oke; by request of Department of Licensing

Modifying commercial driver's license provisions.  
Revises commercial driver's license provisions.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Highways & Transportation.

**SB 6484** by Senators Brown, Pflug, Thibaudeau, Keiser, B. Sheldon, Poulsen, Spanel, Kohl-Welles, Kline, Winsley and McAuliffe

Requiring that insurance coverage for mental health services be at parity with medical and surgical services.

Finds that the potential benefits of improved access to mental health services are significant.

Declares that it is not cost-effective to treat persons with mental disorders differently than persons with medical and surgical disorders.

Declares an intent to require that insurance coverage be at parity for mental health services, which means this coverage be delivered under the same terms and conditions as medical and surgical services.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6485** by Senators Deccio and Winsley

Improving the regulatory environment for hospitals.

Directs the department of health, in cooperation with the Washington state hospital association, to oversee a pilot project to implement and evaluate strategies to reduce the burden on hospitals, and improve the quality and efficiency, of hospital surveys or audits.

Declares that strategies to be implemented and evaluated by the pilot project include, but are not limited to, providing notice of survey and audit visits, consolidation of survey and audit visits, coordination of separate survey and audit visits, deeming of one agency's visits for another, using a combined entrance meeting with hospital management, identifying a standard set of documents to be available for all surveys and audits, and minimizing duplication of required documents.

Requires the department of health to report to the legislature by December 1, 2004, regarding the results of the pilot project and the strategies identified for adoption on a statewide basis to improve the regulatory environment for hospitals while assuring the safety and well-being of patients and full compliance with relevant state and local laws.

Directs the department to coordinate its hospital construction review process with other state and local agencies having similar review responsibilities, including the department of labor and industries, the office of the state fire marshal, and local building and fire officials. Inconsistencies or conflicts among the agencies shall be identified and eliminated.

Provides that, by September 1, 2004, the department shall report to the legislature regarding its implementation of this act.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6486** by Senators Morton, Rasmussen, Honeyford, Swecker and Mulliken

Concerning water rights for agricultural uses.

Declares that any withdrawal of water for stock watering purposes begun before the effective date of this act that is not otherwise embodied in a water right permit, certificate, or claim shall be deemed a water right in good standing and shall receive an agricultural water permit under chapter 90.44 RCW if: (1) The use of water exceeding five thousand gallons per day as a daily average over the period of a year is filed by the water user with the department by July 1, 2006, and the filing is accompanied by proof of beneficial water use based on meter records, livestock numbers, or other appropriate means of demonstrating water use at the time of filing;

(2) The water used under a filing made under this act does not exceed the quantity or rate listed in a permit granted under the provisions of this act; and

(3) The water use remains as an agricultural use.

Provides that the department may acquire, lease, or otherwise obtain water for stock watering purposes in watersheds when: (1) Local economics and the cost of water do not allow agricultural interests to compete with other interests for the purchase or lease of water rights; or

(2) The further diversion or withdrawal of water for stock watering purposes cannot be accomplished without significant instream flow impacts.

Requires acquisitions made under this act to be made such that the acquisition will provide for stock watering purposes and help meet instream flow needs.

Provides that acquisitions may only be made under the provisions of this act with funds from the stock water account created in section 4 of this act.

Requires a water right acquired by the department under this act to be held in the state trust water rights program under chapter 90.42 RCW until the water right is leased for stock watering purposes.

Authorizes the department to lease or sell water rights acquired under section 5 of this act to users who may put the water to beneficial use for stock watering purposes on a first-come, first-served basis.

Provides that revenue derived from the lease of waters under this act must be placed in the stock water account created in section 4 of this act.

Directs the department to seek federal and local funds to augment state funding for the account.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Natural Resources, Energy & Water.

**SB 6487** by Senator Mulliken

Providing biodiesel and ethanol fuel mandates.

Provides that all diesel fuel sold or offered for sale in the state for use in internal combustion engines must contain at least two percent biodiesel fuel by volume.

Provides that the minimum biodiesel fuel content requirement does not apply to fuel used in the following equipment: (1) Motors located at an electric generating plant regulated by the nuclear regulatory commission, unless the commission has approved the use of biodiesel fuel in motors at electric generating plants under its regulation; or (2) Railroad locomotives.

Requires that, on and after July 1, 2006, and until July 1, 2007, at least thirty-five percent of all gasoline sold by each distributor for use in motor vehicles in the state must contain ten percent ethanol by volume.

Requires that, on and after July 1, 2007, and until July 1, 2008, at least seventy percent of all gasoline sold by each distributor for use in motor vehicles in the state must contain ten percent ethanol by volume.

Requires that, on and after July 1, 2008, at least eighty-five percent of all gasoline sold by each distributor for use in motor vehicles in the state must contain ten percent ethanol by volume.

Takes effect July 1, 2006.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Natural Resources, Energy & Water.

**SB 6488** by Senators Mulliken and Parlette

Ordering a study of the designation of agricultural lands in three counties.

Requires that, by December 1, 2004, the department of community, trade, and economic development shall provide to the senate committee on land use and planning a report regarding designation pursuant to RCW 36.70A.170(1)(a) of agricultural resource land in King, Chelan, and Yakima counties.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Land Use & Planning.

**SB 6489** by Senators Hargrove and Stevens

Revising provisions relating to correctional industries.

Declares an intent to ensure that the correctional industries board of directors, in developing and selecting correctional industries work programs, does not encourage the development of, or provide for selection of or contracting for, the significant expansion of new or existing class I or class II correctional industries work programs that unfairly compete with Washington businesses.

Declares an intent that the requirements relating to fair competition in the correctional industries work programs be liberally construed to protect Washington businesses from unfair competition.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Children & Family Services & Corrections.

**SB 6490** by Senators Zarelli and Kline; by request of Department of Revenue and Department of General Administration

Exempting fuel cells from sales and use taxes.

Exempts fuel cells from sales and use taxes.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Ways & Means.

**SB 6491** by Senators Roach, Hale, Kastama, McCaslin, Berkey and Murray; by request of Governor Locke

Providing venue for administrative rule challenges in Spokane, Yakima, and Bellingham for residents of those appellate districts.

Provides that, from the effective date of this act until July 1, 2008: (1) If the petitioner's residence or principal place of business is within the geographical boundaries of the third division of the court of appeals as defined by RCW 2.06.020(3), the petition may be filed in the superior court of Spokane, Yakima, or Thurston county; and

(2) If the petitioner's residence or principal place of business is within the geographical boundaries of district three of the first division of the court of appeals as defined by RCW 2.06.020(1), the petition may be filed in the superior court of Whatcom or Thurston county.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6492** by Senators T. Sheldon, Roach, Shin, Winsley, Doumit, Kastama and Rasmussen

Awarding service credit under the teachers' retirement system plan I for military service.

Provides that, after completing twenty-five years of creditable service, any member may have service in the armed forces that was performed prior to membership in the retirement system credited to him or her as a member. However, the total number of years of military service credit from all sources, as authorized by any statute, may not exceed five years.

Requires the member to also contribute to the member reserve, either in a lump sum or installments, the member's contribution as determined by the director.

Does not apply to any individual, not a veteran within the meaning of RCW 41.04.005. Military service shall not be credited to any member who is receiving full military retirement benefits pursuant to Title 10 United States Code.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Ways & Means.

**SB 6493** by Senators Horn, Kastama, Roach, Haugen and Esser

Changing provisions relating to responsibility for costs of elections.

Declares that no city, town, or district is responsible for any election costs involved in electing statewide officers or ballot measures. Costs associated with the election of statewide officers and ballot measures in even-numbered years shall be borne by the county.

-- 2004 REGULAR SESSION --

Jan 21 First reading, referred to Government Operations & Elections.

**SB 6494** by Senators Parlette, Mulliken, Roach and Kline

Prohibiting the use of social security numbers by health carriers.

Provides that a health carrier that issues a card identifying a person as an enrollee, and requires the person to present the card to providers for purposes of claims processing, may not include on the card the person's social security number.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6495** by Senators Carlson, Eide, Schmidt and Kline; by request of Administrative Office of the Courts

Authorizing issuance of infractions and citations by electronic device.

Authorizes issuance of infractions and citations by electronic device.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**SB 6496** by Senators Schmidt and Eide; by request of Administrative Office of the Courts

Regulating access to confidential court records.

Declares that no employee of a court, county clerk's office, government agency, the administrative office of the courts, or any other person or entity may access, use, or disclose confidential court records, unless authorized.

Provides that a court record is confidential if access to that record is restricted by statute, court order, or court rules.

Declares that a violation of this act is a gross misdemeanor.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Judiciary.

**SB 6497** by Senators Shin, T. Sheldon, Rasmussen, Winsley, Kohl-Welles, Roach, McAuliffe, Fraser and B. Sheldon

Providing a source of funding for customized work force training.

Finds that the availability of a trained work force is critical to attracting and retaining businesses.

Finds that the growth of many businesses is limited by an unmet need for training. Furthermore, training not only helps business, it also improves the quality of life for workers and communities.

Provides that, because of the statewide public benefit to be gained from instituting a customized training program, the legislature intends to create a new program to fund work force training through the sale of bonds. The bonds themselves will be paid by the earmarking of the state business and occupation tax and public utility tax that is imposed on participating employers.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Economic Development.

**SB 6498** by Senator Shin

Authorizing additional transportation funding.

Authorizes additional transportation funding.

Authorizes a motor vehicle fuel tax rate of twenty-seven cents per gallon to apply to the sale, distribution, or use of motor vehicle fuel.

Provides that the money collected under this act based on a rate of twenty-three cents per gallon shall be deposited in the motor vehicle fund.

Provides that the money collected under this act based on a rate of two cents per gallon shall be deposited in the motor vehicle account.

Provides that the money collected under this act based on a rate of one cent per gallon shall be deposited in the motor vehicle fund and distributed to cities in accordance with RCW 46.68.090(2)(g).

Provides that the money collected under this act based on a rate of one cent per gallon shall be deposited in the motor vehicle fund and distributed to counties in accordance with RCW 46.68.090(2)(h).

Requires the secretary of state to submit this act to the people for their adoption and ratification, or rejection, at the next general election to be held in this state, in accordance with Article II, section 1 of the state Constitution and the laws adopted to facilitate its operation.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Highways & Transportation.

**SB 6499** by Senators Schmidt, Poulsen, Esser and Eide

Establishing a local wireless network in the legislative building.

Declares an intent to encourage the use of new technology to facilitate and expand access to information by state officers, state employees, and the public.

Directs the joint legislative systems committee and the department of general administration to deploy a pilot wireless local area network. The network shall initially be established in the legislative building during 2004 as part of the legislative building rehabilitation project with the future objective of expanding coverage to the state capitol campus. The committee and the department shall determine the schedule for future deployment of the network.

Requires the joint legislative systems committee and the department of general administration to present a report to the appropriate technology committees in the house of representatives and the senate on the deployment of the local wireless network by January 10, 2005.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Technology & Communications.

**SB 6500** by Senator Schmidt

Providing a procedure for resolving labor disputes involving teachers and other certificated instructional staff.

Declares that the intent and purpose of this act are to recognize that there exists a public policy in the state of Washington against strikes by teachers and other certificated instructional staff as a means of settling their labor disputes; that the uninterrupted and dedicated service of these educational employees is vital to the welfare and education of the children of the state of Washington; that to promote such dedicated and uninterrupted public service there should exist an effective and adequate alternative means of settling disputes.

Provides that, if an agreement has not been reached on a new employment contract following a reasonable period of negotiations and mediation, but in no event later than July 15th of any year in which the previous employment contract will expire, an interest arbitration panel shall be created to resolve the dispute.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Trade.

**SB 6501** by Senators Carlson, Kohl-Welles, Pflug, Jacobsen, Schmidt, Rasmussen, Shin, Winsley and McAuliffe; by request of State Board for Community and Technical Colleges

Regarding instructional materials for students with disabilities at public and private institutions of higher education.

Establishes requirements for instructional materials for students with disabilities at public and private institutions of higher education.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Higher Education.

**SB 6502** by Senators Deccio, Thibaudeau and Winsley

Developing a schedule of fees for performing independent reviews of health care disputes.

Requires that, no later than January 1, 2005, the department shall develop a reasonable maximum fee schedule that independent review organizations shall use to assess carriers for conducting reviews authorized under RCW 48.43.535.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6503** by Senator Johnson

Changing provisions relating to procedures on school buses.

Provides that the provisions of chapter 9.73 RCW shall not apply to public school buses operated by a school district.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Education.

**SB 6504** by Senators Brown, Swecker, Thibaudeau, B. Sheldon, Kohl-Welles and Rasmussen

Qualifying for prescription drug discounts negotiated by the health care authority.

Provides that, in negotiating price discounts with prescription drug manufacturers for state purchased health care programs, the health care authority shall also negotiate such discounts for any Washington resident who is enrolled in an entity organized as a nonprofit for the purpose of providing charity health care services to individuals: (1) Who are uninsured for health services; (2) Who are not receiving medicaid; and (3) Whose gross family income does not exceed two hundred percent of the federal poverty level as adjusted for family size and determined annually by the federal department of health and human services.

Provides that an individual seeking to qualify under the eligibility requirements of this act shall attest, in a submission to the administration, that he or she is enrolled in an entity that meets the requirements of this act.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Health & Long-Term Care.

**SB 6505** by Senators Doumit, Morton, Fraser and Parlette

Assessing fire suppression capabilities in the interface areas between wildlands and urban areas.

Provides that the state fire protection policy board, through the director of fire protection within the state patrol, shall conduct an assessment of fire suppression capability in the interface areas between wildlands and urban areas throughout the state. The state fire protection policy board should concentrate upon the geographic areas in which wildland fuels and development meet or are intermixed.

Directs the state fire protection policy board to encourage the participation of fire suppression jurisdictions, fire fighters, the insurance industry, the department of natural resources, the emergency management division of the military department, and local governments in conducting the assessment.

Requires the state fire protection policy board to provide the report to the appropriate committees of the senate and house of representatives no later than December 1, 2004.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Natural Resources, Energy & Water.

**SB 6506** by Senators Mulliken, Keiser, Hewitt and Franklin

Providing for disciplining real estate appraisers.  
Provides for disciplining real estate appraisers.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Commerce & Trade.

**SB 6507** by Senators Honeyford, Brandland, Roach, Sheahan, Mulliken, Rasmussen and Benton

Providing property tax exemptions for farmers.

Declares that the following property is exempt from property taxes: (1) Motor fuel owned by a farmer; and (2) Personal property owned by a farmer used for the maintenance of farm machinery and equipment.

Applies to taxes levied for collection in 2005 and thereafter.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Ways & Means.

**SB 6508** by Senators Honeyford, Brandland, Roach, Sheahan, Mulliken and Rasmussen

Suspending business and occupation taxation on certain businesses impacted by the ban on American beef products.

Provides that, until the department of revenue determines that Japan, Mexico, and the Republic of Korea have lifted bans on the importation of beef and beef products from the United States, the tax under RCW 82.04.260(4) shall not be imposed.



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Directs the department of revenue to provide notice of the reimposition of this tax to affected taxpayers, the legislature, and others as deemed appropriate by the department.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Agriculture.

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**Senate Joint Memorials**

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**SJM 8032** by Senators Schmidt, T. Sheldon, Shin, Hale, B. Sheldon and McAuliffe

Urging Congress to fully restore funding for the manufacturing extension partnership program.

Urges Congress to fully restore funding for the Manufacturing Extension Partnership program in the fiscal year 2004 appropriation.

**-- 2004 REGULAR SESSION --**

Jan 21 First reading, referred to Economic Development.





# LIST OF BILLS IN DIGEST SUPPLEMENTS CONT.

## SENATE

## HOUSE

HB 2693	Supp.	6	HB 2776	Supp.	7
HB 2694	Supp.	6	HB 2777	Supp.	7
HB 2695	Supp.	6	HB 2778	Supp.	7
HB 2696	Supp.	6	HB 2779	Supp.	7
HB 2697	Supp.	6	HB 2780	Supp.	7
HB 2698	Supp.	6	HB 2781	Supp.	7
HB 2699	Supp.	6	HB 2782	Supp.	7
HB 2700	Supp.	6	HB 2783	Supp.	7
HB 2701	Supp.	7	HB 2784	Supp.	7
HB 2702	Supp.	7	HB 2785	Supp.	7
HB 2703	Supp.	7	HB 2786	Supp.	7
HB 2704	Supp.	7	HB 2787	Supp.	7
HB 2705	Supp.	7	HB 2788	Supp.	7
HB 2706	Supp.	7	HB 2789	Supp.	7
HB 2707	Supp.	7	HB 2790	Supp.	7
HB 2708	Supp.	7	HB 2791	Supp.	7
HB 2709	Supp.	7	HB 2792	Supp.	7
HB 2710	Supp.	7	HJM 4030	Supp.	1
HB 2711	Supp.	7	HJM 4031	Supp.	1
HB 2712	Supp.	7	HJM 4032	Supp.	6
HB 2713	Supp.	7	HJM 4033	Supp.	7
HB 2714	Supp.	7	HJM 4034	Supp.	7
HB 2715	Supp.	7	HJM 4035	Supp.	7
HB 2716	Supp.	7	HJM 4036	Supp.	7
HB 2717	Supp.	7	HJM 4037	Supp.	7
HB 2718	Supp.	7	HJR 4214	Supp.	6
HB 2719	Supp.	7	HJR 4215	Supp.	7
HB 2720	Supp.	7	HCR 4412	Supp.	3
HB 2721	Supp.	7	HCR 4413	Supp.	3
HB 2722	Supp.	7	HCR 4414	Supp.	3
HB 2723	Supp.	7	HCR 4415	Supp.	3
HB 2724	Supp.	7	HCR 4416	Supp.	7
HB 2725	Supp.	7			
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HB 2729	Supp.	7			
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HB 2751	Supp.	7			
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HB 2755	Supp.	7			
HB 2756	Supp.	7			
HB 2757	Supp.	7			
HB 2758	Supp.	7			
HB 2759	Supp.	7			
HB 2760	Supp.	7			
HB 2761	Supp.	7			
HB 2762	Supp.	7			
HB 2763	Supp.	7			
HB 2764	Supp.	7			
HB 2765	Supp.	7			
HB 2766	Supp.	7			
HB 2767	Supp.	7			
HB 2768	Supp.	7			
HB 2769	Supp.	7			
HB 2770	Supp.	7			
HB 2771	Supp.	7			
HB 2772	Supp.	7			
HB 2773	Supp.	7			
HB 2774	Supp.	7			
HB 2775	Supp.	7			