



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 19

### SIXTIETH LEGISLATURE

**Friday, February 8, 2008**

**26th Day - 2008 Regular Session**

<b>SENATE</b>	SB 5271-S2	SB 5596-S2	SB 5762-S2	SB 5981-S	SB 5989-S2	SB 6042-S	SB 6185-S
	SB 6195-S	SB 6212-S	SB 6244-S	SB 6277-S	SB 6301-S	SB 6306-S	SB 6308-S
	SB 6314-S	SB 6316-S	SB 6317-S	SB 6325-S	SB 6353-S	SB 6366-S	SB 6367-S
	SB 6377-S	SB 6395-S	SB 6436-S	SB 6438-S	SB 6445-S	SB 6483-S	SB 6499-S
	SB 6514-S	SB 6527-S	SB 6530-S	SB 6535-S	SB 6602-S	SB 6673-S	SB 6711-S
	SB 6712-S	SB 6716-S	SB 6732-S	SB 6745-S	SB 6774-S	SB 6775-S	SB 6790-S
	SB 6805-S	SB 6855-S	SB 6898-S	SB 6933	SB 6934	SB 6935	SB 6936
	SB 6937	SB 6938	SB 6939	SB 6940	SB 6941	SJM 8026-S	
<b>HOUSE</b>	HB 3357	HB 3358	HB 3359	HB 3360			

This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2008>.

### House Bills

**HB 3357** by Representatives Roach, Kirby, and Rodne

Regarding the development of renewable fuels.

Establishes a grant that is available to certain municipalities that develop renewable fuels.

-- 2008 REGULAR SESSION --

Feb 7 First reading, referred to Technology, Energy & Communications.

**HB 3358** by Representative Chase

Regarding transgenic organisms.

Provides that before a person holding a patent on a transgenic organism may enter upon any land owned by a farmer for the purpose of obtaining crop samples to determine whether breach of contract or patent infringement has occurred, the person holding the patent shall notify the farmer in writing of the allegation that breach of contract or patent infringement has occurred and obtain the written permission of the farmer.

-- 2008 REGULAR SESSION --

Feb 7 First reading, referred to Agriculture & Natural Resources.

**HB 3359** by Representatives O'Brien, Williams, Flannigan, and Pedersen

Concerning pistol ammunition.

Provides that beginning January 1, 2010, all pistol ammunition manufactured in the state, imported into the state, or kept or offered for sale, sold, or transferred in the state, must be coded ammunition.

Requires the department of licensing to establish and maintain a centralized ammunition database.

Requires the seller of pistol ammunition that is required to be coded to register with the department of licensing.

-- 2008 REGULAR SESSION --

Feb 7 First reading, referred to Judiciary.

**HB 3360** by Representatives Hasegawa and Santos

Increasing the availability of funds for the time certificate of deposit investment program.

Increases the availability of funds to two hundred million dollars per year for the time certificate of deposit investment program.

-- 2008 REGULAR SESSION --

Feb 7 First reading, referred to Finance.

### Senate Bills

**SB 5271-S2** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Pridemore, Benton, Kline, Swecker, Roach, and Rasmussen)

Modifying when a special election may be held.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Provides a special election may be held on the first Tuesday after the first Monday in February; the third Tuesday in May; the day of the primary as specified by RCW 29A.04.311; or the first Tuesday after the first Monday in November.

-- 2007 REGULAR SESSION --

Feb 1 Public hearing in committee.

Feb 13 Executive session in committee.

- 2008 REGULAR SESSION --
- Feb 4 GO - Majority; 2nd substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.
- SB 5596-S2** by Senate Committee on Ways & Means (originally sponsored by Senators Franklin, Benton, Kline, Poulsen, Keiser, and Roach)  
Requiring fair payment for chiropractic services.  
(DIGEST OF PROPOSED 2ND SUBSTITUTE)  
Provides a health carrier may not develop and use provider and benefit payment methodologies that pay for chiropractic services in a lesser amount than the carrier pays for substantially similar health care services provided by a different profession. The carrier may not use a payment methodology that would pay chiropractors less than any other type of provider for the same billing and payment code.
- 2007 REGULAR SESSION --
- Feb 12 Public hearing in committee.  
Feb 22 Executive session in committee.  
Feb 28 Public hearing in committee.
- 2008 REGULAR SESSION --
- Feb 4 WM - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.
- Feb 6 Placed on second reading by Rules Committee.
- SB 5762-S2** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Kilmer, Kastama, Clements, Kauffman, Pridemore, Rasmussen, Shin, and McAuliffe)  
Concerning funding for jobs, economic development, and local capital projects.  
(DIGEST OF PROPOSED 2ND SUBSTITUTE)  
Recognizes that state investment in public infrastructure contributes to the economic development of Washington state by encouraging private investment and the creation of high-wage jobs.  
Finds that providing dedicated funding for programs in chapter 43.150 RCW will provide certainty and continuity in state economic development decisions and further encourage private investment without diminishing the potential for developing a coordinated infrastructure system in the state.  
Removes outdated and obsolete language from chapter 43.160 RCW to streamline and enhance the understanding of program requirements.  
Repeals provisions of chapter 43.160 RCW.
- 2007 REGULAR SESSION --
- Feb 7 Public hearing in committee.  
Feb 21 Executive session in committee.
- 2008 REGULAR SESSION --
- Feb 4 EDTM - Majority; 2nd substitute bill be substituted, do pass.  
And refer to Ways & Means.
- Referred to Ways & Means.
- SB 5981-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Kohl-Welles, Berkey, Roach, Rasmussen, Holmquist, Benton, and Poulsen)  
Providing for lead poisoning prevention education and screening.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Requires the secretary of the department of health to sponsor a series of public service announcements on radio, television, the internet, and print media about the nature of lead-based paint hazards, the importance of standards for lead poisoning prevention in properties, the certification and training program administered by the department of community, trade, and economic development under chapter 70.103 RCW, and the purposes and responsibilities set forth in this act.  
Requires that, by January 1, 2008, the secretary of the department of health shall develop culturally and linguistically appropriate information pamphlets regarding childhood lead poisoning, the importance of testing for elevated blood-lead levels, prevention of childhood lead poisoning, treatment of childhood lead poisoning, and, where appropriate, the requirements of this act.  
Requires the secretary of the department of health to establish a program for early identification of persons at risk of having elevated blood-lead levels.
- 2008 REGULAR SESSION --
- Feb 6 HEA - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; without recommendation.  
Referred to Ways & Means.
- SB 5989-S2** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Kastama and Rasmussen)  
Providing a property tax exemption for property owned or used by nonprofit organizations for small startup businesses.  
(DIGEST OF PROPOSED 2ND SUBSTITUTE)  
Provides the real and personal property owned and used exclusively by a nonprofit small business incubator is exempt from property tax to the extent the nonprofit organization provides, on an ongoing basis, business-related training designed to assist new businesses in forming a sound business plan, daily management support services, and general technical assistance.
- 2007 REGULAR SESSION --
- Feb 14 Public hearing in committee.  
Feb 21 Executive session in committee.
- 2008 REGULAR SESSION --
- Feb 4 EDTM - Majority; 2nd substitute bill be substituted, do pass.  
On motion, referred to Ways & Means.
- SB 6042-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by

Senators Franklin, Kohl-Welles, Keiser, Murray, Clements, Fairley, Spanel, Kastama, and Rasmussen)

Regarding recess periods for elementary school students.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the office of the superintendent to collaborate with the statewide parent-teacher organization to conduct and report the results of a survey of Washington elementary schools to determine the current availability of recess for elementary students and the perceptions of the importance of recess in Washington elementary schools.

Requires the responses to the survey to be aggregated and reported to the appropriate committees of the legislature by December 1, 2008.

-- 2007 REGULAR SESSION --

Feb 21 Public hearing in committee.

-- 2008 REGULAR SESSION --

Feb 5 EDU - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6185-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Fairley and Hatfield)

Authorizing periodic property tax payments by electronic funds transfer.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows a county legislative authority by properly adopted ordinance to authorize, but not require, payment of property taxes by electronic funds transfer. The ordinance may authorize electronic funds transfer payments on a monthly, quarterly, semiannual, or such other periodic basis as the county legislative authority deems proper.

-- 2008 REGULAR SESSION --

Feb 4 GO - Majority; 1st substitute bill be substituted, do pass.  
Minority; without recommendation.  
Passed to Rules Committee for second reading.

**SB 6195-S** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Haugen and Rasmussen)

Modifying the definition of rural county for economic development purposes.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that rural county has the same meaning as provided in RCW 82.14.370.

-- 2008 REGULAR SESSION --

Feb 4 EDTM - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6212-S** by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Jacobsen, Morton, Fraser, Rockefeller, Hatfield,

Swecker, Parlette, Shin, Rasmussen, Spanel, and Kohl-Welles; by request of Department of Natural Resources)

Seeking to improve recreational opportunities on state-owned lands managed by the department of natural resources.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes a work group to make recommendations for improving recreation on state trust lands, aquatic lands, and other state-owned lands managed by the department of natural resources.

-- 2008 REGULAR SESSION --

Feb 6 NROR - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6244-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senator Carrell)

Addressing the housing of offenders who violate community custody.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of corrections to conduct an analysis of the necessary capacity throughout the state to appropriately confine offenders who violate community custody and formulate recommendations for future capacity. The department shall report the results of its analysis to the governor and the appropriate committees of the legislature by November 15, 2008.

-- 2008 REGULAR SESSION --

Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6277-S** by Senate Committee on Transportation (originally sponsored by Senators Haugen and Spanel)

Providing for the accommodation of certain private transit providers at park and ride lots.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires any local transit agency that has received state funding for a park and ride lot to, to the greatest extent practicable, accommodate at that lot auto transportation companies regulated under chapter 81.68 RCW and private, nonprofit transportation providers regulated under chapter 81.66 RCW, that intend to provide or already provide regularly scheduled service at that lot.

Authorizes such local transit agencies to enter into a cooperative agreement with a taxicab company regulated under chapter 81.72 RCW in order to accommodate the taxicab company at the agency's park and ride lot.

-- 2008 REGULAR SESSION --

Feb 6 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6301-S** by Senate Committee on Judiciary (originally sponsored by Senators Oemig, Marr, Kauffman, and Rasmussen)

Preventing conduct that is intended to provide a person the information necessary to commit a pedophilic act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Intends to criminalize conduct that is intended to provide a person the information necessary to commit a pedophilic act.

Declares every person, other than an internet service provider, who knowingly publishes information, including via the internet, relating to the location of children or a place where children regularly gather, or the specific time and location in which a particular child may be found, for the purpose of arousing or gratifying the sexual desire of any person, is guilty of a gross misdemeanor.

-- 2008 REGULAR SESSION --

Feb 6 JUD - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6306-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Rockefeller, Fairley, Kline, and Shin)

Providing an additional procedure for visitation rights for relatives of dependent children.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes a relative of a dependent child to petition the juvenile court for reasonable visitation with the child.

Provides the juvenile court may grant the petition for visitation if it finds that the requirements of this act have been met, and that unsupervised visitation between the child and the relative does not present a risk to the child's safety or well-being and that the visitation is in the best interests of the child.

-- 2008 REGULAR SESSION --

Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6308-S** by Senate Committee on Water, Energy & Telecommunications (originally sponsored by Senators Rockefeller, Regala, Murray, Kohl-Welles, Marr, Pridemore, Oemig, Kilmer, Jacobsen, Kline, Shin, and McAuliffe)

Preparing for and adapting to climate change.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires, not later than November 1, 2008, the department to prepare a report and deliver it to the governor and the climate-related policy and fiscal committees of the senate and house of representatives that contains the department's recommendations for the creation of a comprehensive climate change research, preparation, and adaptation program.

Requires the department to develop the report in this act using the work groups efforts on public health, agriculture, the coast line, forestry, and infrastructure as a foundation, and include recommendations for specific steps to prepare for impacts to water resources and management, flood response, protection of ecosystems, and biodiversity,

including the protection of threatened or endangered species and species of economic importance to the state.

Creates the office of Washington state climatologist within the University of Washington.

-- 2008 REGULAR SESSION --

Feb 4 WET - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
Minority; without recommendation.  
Referred to Ways & Means.

**SB 6314-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Kline, Fairley, Franklin, Kohl-Welles, McDermott, Weinstein, and Rasmussen)

Providing for arts education funding.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that beginning with the 2012-13 school year and each school year thereafter, the office of the superintendent of public instruction shall distribute a per student allocation to school districts based on the number of full-time equivalent students. This funding is intended to allow school districts to institute and sustain arts instruction, arts-infused curriculum, and related arts programs and projects in public schools, which could include professional development for classroom teachers, specialist teachers, and principals in order to continue the curriculum, programs, and projects in the future.

Requires curriculum, programs, and projects funded by school districts with their per student allocation provided in this act to be developed in alignment with the state essential academic learning requirements in the arts, and to assist students to make connections within and across the arts to other disciplines, to learn about other cultures, and to strengthen communities through the use of the arts.

Creates the school arts programs account in the state treasury. Receipts from the state lottery, as provided in RCW 67.70.240(6) must be deposited in the account.

Requires by December 1, 2012, the office of the superintendent of public instruction to submit a report to the appropriate policy and fiscal committees of the legislature on the amounts of per student allocations from this act to school districts for art programs, summary information on how school districts utilized the per student allocations, and the impact of the programs and activities resulting from these allocations on student outcomes.

-- 2008 REGULAR SESSION --

Feb 4 EDU - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6316-S** by Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Delvin, and Kohl-Welles; by request of Gambling Commission)

Providing that the gambling revolving fund retain its investment earnings.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides the gambling revolving fund shall receive its proportionate share of earnings based upon its average daily balance for the period.

- 2008 REGULAR SESSION --  
 Feb 4 WM - Majority; 1st substitute bill be substituted, do pass.  
 Passed to Rules Committee for second reading.
- SB 6317-S** by Senate Committee on Financial Institutions & Insurance (originally sponsored by Senators Berkey and Kline)  
 Requiring the payment of interest upon failure to pay death benefits that are payable under the terms of a group life insurance policy.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Requires that the payment of interest upon failure to pay death benefits that are payable under the terms of a group life insurance policy.
- 2008 REGULAR SESSION --  
 Feb 6 FI - Majority; 1st substitute bill be substituted, do pass.  
 Passed to Rules Committee for second reading.
- SB 6325-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senator Hargrove)  
 Expanding juvenile offender suspended disposition alternatives.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Requires chemical dependency treatment programs to be evidence-based or research-based best practice programs.
- 2008 REGULAR SESSION --  
 Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
 Passed to Rules Committee for second reading.
- SB 6353-S** by Senate Committee on Transportation (originally sponsored by Senator Haugen)  
 Concerning public transportation fares.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Requires persons traveling on public transportation operated by a metropolitan municipal corporation, a city-owned transit system, or a public transportation benefit area to pay the fare established by the metropolitan municipal corporation, the city-owned transit system, or the public transportation benefit area.  
 Authorizes a metropolitan municipal corporation, a city-owned transit system, and a public transportation benefit area to establish, by resolution, a schedule of fines and penalties for civil infractions based on nonpayment of fares.
- 2008 REGULAR SESSION --  
 Feb 6 TRAN - Majority; 1st substitute bill be substituted, do pass.  
 Passed to Rules Committee for second reading.
- SB 6366-S** by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators McAuliffe, Fairley, Rasmussen, and Murray)  
 Creating the Saint Edward seminary building future uses assessment committee.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Creates the Saint Edward seminary building future uses assessment committee to conduct an assessment of and make recommendations regarding the future uses of the seminary building at Saint Edward state park.
- 2008 REGULAR SESSION --  
 Feb 5 NROR - Majority; 1st substitute bill be substituted, do pass.  
 And refer to Ways & Means.  
 Referred to Ways & Means.
- SB 6367-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Eide, Stevens, Keiser, Hargrove, Franklin, Carrell, Regala, Shin, Kohl-Welles, and Rasmussen)  
 Changing provisions relating to child protective services investigations.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Provides, in investigating and responding to allegations of sexual abuse involving a child, the department shall search the statewide registered kidnapping and sex offender web site maintained by the Washington association of sheriffs and police chiefs under RCW 4.24.550 to determine whether the alleged perpetrator is a registered sex offender.  
 Provides, in investigating and responding to allegations of sexual abuse involving a child, the department shall search the sex offender registry maintained by the Washington state patrol to determine whether the alleged perpetrator is a registered sex offender.
- 2008 REGULAR SESSION --  
 Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
 Passed to Rules Committee for second reading.
- SB 6377-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hobbs, Fairley, Rockefeller, McAuliffe, Kohl-Welles, Berkey, Shin, Regala, Oemig, Kilmer, Eide, Fraser, Franklin, and Rasmussen; by request of Superintendent of Public Instruction)  
 Regarding secondary career and technical education.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
 Requires the office of the superintendent of public instruction to develop a schedule for career and technical education plan reapproval. All school district career and technical education programs must meet specified requirements of this act by August 31, 2010.  
 Requires the office of the superintendent of public instruction, in consultation with the workforce training and education coordinating board, the Washington state apprenticeship and training council, and the state board for community and technical colleges, to develop a list of statewide high-demand programs for secondary career and technical education.

Requires all approved preparatory secondary career and technical education programs to meet specified minimum criteria.

Requires the office of the superintendent of public instruction to establish performance measures and targets and monitor the performance of career and technical education programs in specified areas.

Requires, subject to funds appropriated for this purpose, the office of the superintendent of public instruction to allocate grants to middle schools, high schools, or skill centers, to develop or upgrade high-demand career and technical education programs as identified under this act.

Requires development of model career and technical education programs of study.

Requires community and technical colleges to create agreements with high schools and skill centers to offer dual high school and college credit for secondary career and technical courses.

Creates, subject to funds appropriated for this purpose, the secondary integrated basic education and skills training (I-BEST) pilot project to integrate career and technical instruction, core academic and basic skills, and English as a second language, for secondary school students.

Creates the in-demand scholars program to attract high school students into high-demand fields, as identified under this act, that require one to three years of postsecondary training, including apprenticeships; and to replicate the successful pilot program.

Requires the office of the superintendent of public instruction to conduct a feasibility study to create technical high schools in Washington state.

-- 2008 REGULAR SESSION --

Feb 4 EDU - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6395-S** by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Spanel, Swecker, Jacobsen, Morton, Hargrove, Brandland, Fraser, Shin, Kohl-Welles, Rasmussen, Sheldon, and Rockefeller)

Protecting orca whales from the impacts from vessels.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Intends to protect southern resident orca whales from impacts from vessels.

Requires the department of fish and wildlife and the state parks and recreation commission to disseminate information to educate citizens on avoiding the risk of disturbing southern resident orca whales.

-- 2008 REGULAR SESSION --

Feb 6 NROR - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
Minority; without recommendation.  
On motion, referred to Rules.

**SB 6436-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Stevens, Shin, Kohl-Welles, and

Rockefeller; by request of Department of Social and Health Services)

Concerning placement of children in out-of-home care.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires federal name-based criminal history record checks when a child is placed in out-of-home care in an emergency situation.

Authorizes a reasonable fee for processing a fingerprint-based criminal history record check.

Provides for certain citizenship requirements for agencies seeking to accept and serve children, developmentally disabled persons, or expectant mothers as a foster-family home.

-- 2008 REGULAR SESSION --

Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6438-S** by Senate Committee on Water, Energy & Telecommunications (originally sponsored by Senators Kohl-Welles, Rockefeller, Oemig, Honeyford, Murray, Delvin, and Pridemore)

Creating a statewide high-speed internet deployment and adoption effort.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that the department of information services, as the state agency responsible for coordinating with the education sectors on the K-20 educational network, shall work in similar partnership with the department of community, trade, and economic development and the utilities and transportation commission to lead a comprehensive, statewide high-speed internet deployment and adoption initiative.

Provides that the partnership shall include input and cooperation among public, private, and nonprofit agencies and organizations representing economic development, local community development, technology planning, education, health care, and other relevant entities.

-- 2008 REGULAR SESSION --

Feb 6 WET - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6445-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senator Pridemore)

Allowing cost recovery for fire protection and public safety services rendered on navigable waters of the state to commercial vessels by fire protection agencies.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides cost recovery for fire protection and public safety services rendered on navigable waters of the state to commercial vessels by fire protection agencies.

-- 2008 REGULAR SESSION --

Feb 4 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6483-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Hatfield, Honeyford, Rasmussen, Haugen, Swecker, Tom, Morton, Rockefeller, Fraser, Hargrove, Keiser, Kohl-Welles, Brandland, Kilmer, Shin, McDermott, Kauffman, Murray, Hobbs, Kastama, Fairley, Pridemore, Regala, McAuliffe, Jacobsen, Kline, Brown, Franklin, Hewitt, Spanel, Parlette, Oemig, and Roach)

Enacting the local farms-healthy kids act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates a farm-to-school program within the department of agriculture to facilitate increased procurement of Washington grown foods by the common schools.

Creates the Washington grown fresh fruit and vegetable grant program in the office of the superintendent of public instruction to facilitate consumption of Washington grown nutritious snacks in order to improve student health and expand the market for locally grown fresh produce.

Requires development of food procurement procedures and materials that facilitate the purchase of Washington grown food by state agencies and institutions to the maximum extent practicable and consistent with international trade agreements.

Requires development of policies requiring all food contracts to include a plan to maximize to the extent practicable and consistent with international trade agreement commitments the availability of Washington grown food purchased through the contract.

Creates the Washington state farmers market technology improvement pilot program to lend technological hardware to farmers markets to assist farmers markets and Washington farmers develop the capability to accept electronic payment cards, including electronic benefits transfers.

Creates the farmers to food banks pilot program.

Provides, beginning with the 2009 fiscal year, the office of financial management shall work with the department of general administration, the department of agriculture, and the office of the superintendent of public instruction to develop measures for reporting on changes and trends in the purchasing of Washington grown food by state agencies, institutions of higher education, and schools, and provide a report biennially to the appropriate committees of the legislature.

-- 2008 REGULAR SESSION --

Feb 5 ARED - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6499-S** by Senate Committee on Consumer Protection & Housing (originally sponsored by Senators Weinstein, Delvin, Honeyford, Benton, and Kline; by request of Attorney General)

Modifying provisions regulating spyware.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies provisions regulating spyware.  
Repeals RCW 19.270.030.

-- 2008 REGULAR SESSION --

Feb 6 CPH - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

**SB 6514-S** by Senate Committee on Judiciary (originally sponsored by Senators Tom, McCaslin, and Kline)

Regarding identifying real property.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows a tax assessor's tax parcel identification number to be used to identify real property in certain circumstances without using a legal description of the real estate.

-- 2008 REGULAR SESSION --

Feb 6 JUD - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6527-S** by Senate Committee on Judiciary (originally sponsored by Senators Kastama and Kline)

Addressing the failure to transfer motor vehicle title and registration.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that knowingly failing or neglecting to transfer a motor vehicle title and registration by a purchaser or transferee after forty-five days is a continuing offense.

-- 2008 REGULAR SESSION --

Feb 4 JUD - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6530-S** by Senate Committee on Water, Energy & Telecommunications (originally sponsored by Senators Regala, Oemig, Tom, Eide, Rockefeller, Kauffman, Keiser, Fraser, McDermott, Jacobsen, Shin, Fairley, Weinstein, Rasmussen, Kline, McAuliffe, Franklin, Kastama, Kohl-Welles, and Kilmer)

Regarding the children's safe products act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides, beginning January 1, 2009, no person may manufacture, knowingly sell, offer for sale, distribute for sale, or distribute for use in this state a children's product or product component containing the following: (1) Lead or cadmium at more than .004 percent by weight (forty parts per million);

(2) Phthalates, individually or in combination, at more than .01 percent by weight (one hundred parts per million).

Requires, by January 1, 2009, the department to identify high priority chemicals that are of high concern for children after considering a child's or developing fetus's potential for exposure to each chemical.

Requires a manufacturer of a children's product, or a trade organization on behalf of its member manufacturers, to provide notice to the department that the manufacturer's product contains a high priority chemical.

Requires a manufacturer of products that are restricted under this act to notify persons that sell the manufacturer's products in this state about the provisions of this chapter no less than ninety days prior to the effective date of the restrictions.

-- 2008 REGULAR SESSION --

- Feb 4 WET - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
Minority; without recommendation.  
Referred to Ways & Means.

**SB 6535-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Tom, Hobbs, Rasmussen, and Kohl-Welles)

Regarding teacher preparation programs for teachers of visually impaired and blind public school students.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the professional educator standards board to consider approving out-of-state institutions of higher education for the purposes of establishing a specialty endorsement program.

Requires, as part of the state needs assessment process conducted by the higher education coordinating board, the professional educator standards board to assess the need for baccalaureate and/or postgraduate degree programs in Washington that specialize in teacher preparation programs for teachers of visually impaired and blind students and orientation/mobility teachers in Washington's preschools, and elementary, middle, and high schools.

Requires, by November 30, 2008, the professional educator standards board to report to the legislature on the needs assessment.

-- 2008 REGULAR SESSION --

- Feb 4 EDU - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6602-S** by Senate Committee on Transportation (originally sponsored by Senators Haugen and Swecker; by request of Board of Pilotage Commissioners)

Modifying pilotage act and related provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies certain provisions of the pilotage act.

Establishes a system for pilot applicants to seek review of examination results.

Establishes immunity from civil liability for pilots, pilot trainees, and the board of pilotage commissioners, in certain circumstances.

Redesignates the pilotage account as a nonappropriated account.

-- 2008 REGULAR SESSION --

- Feb 6 TRAN - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6673-S** by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Brandland, Hobbs, McDermott, Rasmussen, Weinstein, Oemig, Tom, Kauffman, Hargrove,

Fairley, Franklin, and Shin; by request of Superintendent of Public Instruction)

Creating learning opportunities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the extended learning opportunities program for eligible eleventh and twelfth grade students who are not on track to meet local or state graduation requirements as well as eighth grade students who may not be on track to meet the standard on the Washington assessment of student learning or need additional assistance in order to have the opportunity for a successful entry into high school.

Provides that, if funding is appropriated for this purpose, the office of the superintendent of public instruction shall explore online curriculum support in languages other than English that are currently available.

Provides that, if funding is appropriated for this purpose, school districts shall provide all ninth graders enrolled in the district the option of taking the PSAT at no cost to the student.

Requires educational service districts to develop and provide a program of outreach to community-based programs and organizations within the district that are serving non-English speaking segments of the population as well as those programs that target subgroups of students that may be struggling academically, including to the extent possible, African-American, Native American, Asian, Pacific Islander, Hispanic, low income, and special education.

Requires the professional educator standards board to convene a work group to develop recommendations for increasing teacher knowledge, skills, and competencies to address the needs of English language learner students.

-- 2008 REGULAR SESSION --

- Feb 4 EDU - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
Referred to Ways & Means.

**SB 6711-S** by Senate Committee on Consumer Protection & Housing (originally sponsored by Senators Kauffman, Kilmer, Kohl-Welles, Keiser, and Kline)

Creating the smart homeownership choices program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes the smart homeownership choices program in the department of financial institutions to assist low-income and moderate-income households facing foreclosure.

Makes an appropriation from the general fund solely for deposit in the smart homeownership choices program account.

Requires the department of financial institutions to enter into an interagency agreement with the Washington state housing finance commission to implement and administer the program.

Requires the Washington state housing finance commission to assist homeowners who are delinquent on their mortgage payments to bring their mortgage payments current in order to refinance into a different loan product.

-- 2008 REGULAR SESSION --

- Feb 6 CPH - Majority; 1st substitute bill be substituted, do pass.



And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6712-S** by Senate Committee on Consumer Protection & Housing (originally sponsored by Senators Kauffman, Kilmer, Kohl-Welles, and Keiser)

Creating the affordable housing and community facilities rapid response loan program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes the affordable housing and community facilities rapid response loan program in the department of community, trade, and economic development to assist eligible organizations to purchase land or real property for affordable housing and community facilities preservation or development in rapidly gentrifying neighborhoods or communities with a significant low-income population that is threatened with displacement by such gentrification.

-- 2008 REGULAR SESSION --

Feb 6 CPH - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; without recommendation.  
Referred to Ways & Means.

**SB 6716-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Murray, Fairley, McDermott, Rockefeller, Regala, Prentice, Marr, Keiser, Kohl-Welles, Kauffman, Tom, Fraser, Kline, Hobbs, Brown, Pridemore, McAuliffe, Oemig, Shin, Spanel, Berkey, Franklin, Jacobsen, Weinstein, Eide, and Kilmer)

Expanding rights and responsibilities for domestic partnerships.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Expands the rights and responsibilities for domestic partnerships, including provisions that address notice, public officials, public assistance, judicial process, veterans, community property, taxes, guardianship, probate and trusts, dissolution, and reciprocity.

-- 2008 REGULAR SESSION --

Feb 4 GO - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Minority; do not pass.  
On motion, referred to Rules.

**SB 6732-S** by Senate Committee on Labor, Commerce, Research & Development (originally sponsored by Senators Kohl-Welles, Kline, Keiser, Marr, Murray, Hobbs, Regala, Tom, Oemig, and Fairley)

Implementing the recommendations of the joint legislative task force on the underground economy in the construction industry.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of labor and industries to deny an application for registration for contractors and suspend an active registration if the department determines that the applicant has falsified information on the application, unless the error was inadvertent, or the applicant does not have an active and valid certificate of registration with the department of revenue.

Provides that a contractor shall not be allowed to bid on any public works contract for one year from the date of a final determination that the contractor has committed certain violations or infractions within a five-year period.

Requires three staff members, one being a working supervisor, to be added to the department of labor and industries' fraud audit infraction and revenue contractor fraud team.

Requires the department of labor and industries to create an expanded social marketing campaign using currently available materials and newly created materials as needed for consumers and warn them of the risks and potential consequences of hiring unregistered contractors or otherwise assisting in the furtherance of the underground economy.

Declares that a pilot project must be established between the department of labor and industries and certain local jurisdictions to explore ways to improve the collection and sharing of building permit information.

-- 2008 REGULAR SESSION --

Feb 4 LCRD - Majority; 1st substitute bill be substituted, do pass.  
Referred to Ways & Means.

**SB 6745-S** by Senate Committee on Consumer Protection & Housing (originally sponsored by Senator Fraser)

Concerning homeowners' associations.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies and implements provisions related to membership, powers, meetings, and governing documents of homeowners' associations.

Provides that a homeowners' association may levy reasonable fines and incorporate as a nonprofit corporation.

Provides that a seller of a lot that is part of a homeowners' association must furnish certain documents and information to the buyer.

-- 2008 REGULAR SESSION --

Feb 6 CPH - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**SB 6774-S** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Kastama, Shin, and Rockefeller)

Promoting regional industry cluster growth.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Promotes regional industry cluster and sector growth.

Revises the competitive grant program to fund activities designed to further regional cluster and sector growth.

Devotes five percent of funds received for the grant program to: (1) Identifying and sharing with grant recipients the public and private resources available that could be more intensively devoted to assist industry clusters; and

(2) Identifying mechanisms by which public resources can be coordinated and more efficiently delivered to

support the growth and competitiveness of industry clusters.

-- 2008 REGULAR SESSION --

- Feb 4 EDTM - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6775-S** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Kauffman, Kilmer, Shin, Kastama, Franklin, Kohl-Welles, and Rasmussen)

Addressing the digital literacy and technology training needs of low-income and underserved areas through state support of community technology programs.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Addresses the digital literacy and technology training needs of low-income and underserved areas through state support of community technology programs.

Creates the technology opportunity program to support the efforts of community technology programs throughout the state.

Allows a tax credit for telecommunications companies against taxes due under chapter 82.04 RCW in an amount equal to fifty percent of contributions made in any fiscal year directly to support the program.

-- 2008 REGULAR SESSION --

- Feb 4 EDTM - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6790-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Stevens, Regala, Shin, Kline, and Kohl-Welles)

Creating a pilot program for the postsecondary education of inmates.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that the department of corrections shall establish a pilot program for the purpose of assessing the impact of inmate participation in two-year postsecondary education degree programs within state correctional institutions.

-- 2008 REGULAR SESSION --

- Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6805-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Haugen, Rasmussen, McAuliffe, Kline, and Kohl-Welles)

Promoting farm and forest land preservation and restoration through conservation markets.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the commission to conduct a study to evaluate the feasibility and desirability of establishing farm-based or forest-based conservation markets in Washington.

Provides if the study determines that farm-based conservation markets are feasible and desirable, the commission, contracting entity, or both, shall conduct two demonstration projects in Washington farm communities.

Provides if the project proceeds into the demonstration project phase, the commission shall present findings and recommendations regarding the conservation markets' demonstration projects to the governor and appropriate committees of the legislature by December 1, 2009.

-- 2008 REGULAR SESSION --

- Feb 5 ARED - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6855-S** by Senate Committee on Economic Development, Trade & Management (originally sponsored by Senators Kilmer, Brandland, Hatfield, and McAuliffe)

Concerning funding for jobs, economic development, and local capital projects.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Removes outdated and obsolete language from chapter 43.160 RCW to streamline and enhance the understanding of state infrastructure.

Requires the Washington state economic development commission, in consultation with the community economic revitalization board, to conduct outcome-based evaluations of the financial assistance provided by the community economic development revitalization board on a biennial basis.

-- 2008 REGULAR SESSION --

- Feb 4 EDTM - Majority; 1st substitute bill be substituted, do pass.  
And refer to Ways & Means.  
Referred to Ways & Means.

**SB 6898-S** by Senate Committee on Judiciary (originally sponsored by Senators Kline and Hargrove)

Modifying criminal sentencing requirements.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies the sentencing grid.

Modifies the list of circumstances that a court may consider to support a criminal sentence outside the standard range.

Modifies minimum terms of confinement.

-- 2008 REGULAR SESSION --

- Feb 6 JUD - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 6933** by Senators Marr, Hargrove, Hewitt, Franklin, Pflug, Carrell, Berkey, Kauffman, Haugen, McCaslin, Rockefeller, Fraser, and Kilmer

Changing rules concerning admissibility of evidence in sex offense cases.

Changes the rules concerning admissibility of evidence in sex offense cases to conform with the Federal Rules of Evidence.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Judiciary.

**SB 6934** by Senator McCaslin

Expanding the objectives of boundary review board decisions.

Expands the objectives of boundary review board decisions to include protection of the public by preventing the degradation of services provided by the annexing municipality within the annexed area and ensure any degradation of services within the remaining unannexed area are mitigated by the annexing municipality.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Government Operations & Elections.

**SB 6935** by Senators Fairley and Hargrove

Reallocating existing lodging taxes for heritage and arts programs and care of the vulnerable in a county with a population of one million or more.

Provides that revenue streams have been developed to pay for sports stadiums and convention facilities. Once those obligations are met, those revenues should be used to care for children with developmental disabilities, the mentally ill, and the homeless.

Provides that a portion of the hotel-motel tax revenue has been provided to the local heritage and arts programs since 1989 and those commitments should continue and that this act will provide a stable and predictable flow of funds to these programs, provide for inflation and an expanding population, and assure the future viability of the programs within existing revenue flows.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Ways & Means.

**SB 6936** by Senators Hobbs and Shin

Funding tuition waivers for Washington national guard members and their families.

Provides that, subject to available funds, state institutions of higher learning shall waive tuition for Washington national guard members.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Higher Education.

**SB 6937** by Senator Kline

Concerning ex parte orders.

Provides that at local option, to be authorized by a county legislative authority, all ex parte orders shall be presented via the clerk of the superior court.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Judiciary.

**SB 6938** by Senators Prentice, Kohl-Welles, McAuliffe, and Kline

Concerning the application of chapter 39.12 RCW to construction projects that involve tax incentives, loans, or public land or property that is sold or leased.

Provides projects covered by chapter 39.12 RCW include, but are not limited to, any work, construction, alteration, repair, or improvement other than ordinary maintenance that involves tax incentives established by the state or any county, municipality, or political subdivision created by its laws; loans provided by the state or any county, municipality, or political subdivision created by its laws; sales of public land or property to a private entity for less than fair market value by the state or any county, municipality, or political subdivision created by its laws; or leases of public land or property to a private entity by the state or any county, municipality, or political subdivision created by its laws.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Ways & Means.

**SB 6939** by Senator Brandland

Establishing the composition of a local health board in counties without a home rule charter.

Provides that in counties without a home rule charter, the board of county commissioners shall establish a local board of health, subject to the requirements of this act.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Health & Long-Term Care.

**SB 6940** by Senators Kilmer, Hobbs, Jacobsen, Swecker, Holmquist, Marr, Regala, Rasmussen, Franklin, Hargrove, and McAuliffe

Making cost of living adjustments to veterans' personal needs allowances.

Provides that the personal needs allowance for all nursing care residents of the state veterans' homes shall be adjusted for inflation by the department of veterans affairs.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Ways & Means.

**SB 6941** by Senators Fraser, Morton, Regala, and Delvin

Regarding private schools' participation in a waste reduction and recycling awards program.

Provides that private schools may participate in a waste reduction and recycling awards program.

-- 2008 REGULAR SESSION --  
Feb 7 First reading, referred to Water, Energy & Telecommunications.

---

### Senate Joint Memorials

---

**SJM 8026-S** by Senate Committee on Transportation (originally sponsored by Senators Jacobsen, Swecker, Kilmer, Hobbs, McCaslin, Morton, Rockefeller, Delvin, Kastama, King, Hatfield, Zarelli, Prentice, Fairley, Weinstein, Schoesler, Spanel, Eide, Tom, Brandland, Kauffman, Parlette, Regala, Hewitt, Oemig, Hargrove, Rasmussen, Haugen, McAuliffe, Shin, Kohl-Welles,

McDermott, Marr, Keiser, Pridemore, Sheldon, Kline, and Franklin)

Requesting that the new Tacoma Narrows bridge be named the Bob Oke bridge.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requests that the new Tacoma Narrows bridge be named the Bob Oke bridge.

-- 2008 REGULAR SESSION --

Feb 6   TRAN - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.