



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 17

### SIXTY-FIRST LEGISLATURE

Wednesday, February 4, 2009

24th Day - 2009 Regular Session

<b>SENATE</b>	SB 5019-S	SB 5032-S	SB 5166-S	SB 5190-S	SB 5267-S	SB 5485-S	SB 5808
	SB 5809	SB 5810	SB 5811	SB 5812	SB 5813	SB 5814	SB 5815
	SB 5816	SB 5817	SB 5818	SB 5819	SB 5820	SB 5821	SB 5822
	SB 5823	SB 5824	SB 5825	SB 5826	SB 5827	SB 5828	SB 5829
	SB 5830	SB 5831	SCR 8405				
<b>HOUSE</b>	HB 1040-S	HB 1041-S	HB 1071-S	HB 1114-S	HB 1254-S	HB 1401-S	HB 1916
	HB 1917	HB 1918	HB 1919	HB 1920	HB 1921	HB 1922	HB 1923
	HB 1924	HB 1925	HB 1926	HB 1927	HB 1928	HB 1929	HB 1930
	HB 1931	HB 1932	HB 1933	HB 1934	HB 1935	HB 1936	HB 1937
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This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

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

### House Bills

**HB 1040-S** by House Committee on Commerce & Labor (originally sponsored by Representatives Wood, Alexander, Simpson, Green, Hudgins, Conway, and Kenney; by request of Gambling Commission)

Clarifying and prescribing penalties for gambling under the age of eighteen.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Clarifies and prescribes penalties for gambling under the age of eighteen.

-- 2009 REGULAR SESSION --

Jan 20 Public hearing in the House Committee on Commerce & Labor at 10:00 AM.

Jan 30 CL - Majority; 1st substitute bill be substituted, do pass.

Feb 3 Passed to Rules Committee for second reading.

**HB 1041-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Morrell, Warnick, O'Brien, McCune, Liias, Kagi, Kenney, and Wallace)

Authorizing the purchase, storage, and administration of medications by occupational therapists.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes an occupational therapist to purchase, store, and administer certain medications.

-- 2009 REGULAR SESSION --

Jan 20 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.

Jan 30 HCW - Majority; 1st substitute bill be substituted, do pass.

Feb 3 Passed to Rules Committee for second reading.

**HB 1071-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Green, Morrell, Dickerson, and Kenney)

Concerning advanced registered nurse practitioners.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Grants authority to advanced registered nurse practitioners, working in mental health care, to recommend and provide certain treatment.

-- 2009 REGULAR SESSION --

Jan 22 Public hearing in the House Committee on Health Care & Wellness at 8:00 AM.

Jan 30 HCW - Majority; 1st substitute bill be substituted, do pass.

Feb 3 Passed to Rules Committee for second reading.

**HB 1114-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Blake, Orcutt, Green, Springer, Van De Wege, Rolfes, McCune, Simpson, Goodman, Herrera, Warnick, and Conway)

Regarding youth hunting privileges.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires hunters under the age of fourteen to be accompanied by a Washington-licensed hunter age eighteen or older when hunting for wild animals or wild birds.

Prescribes penalties for a person engaging in unaccompanied hunting.

- 2009 REGULAR SESSION --
- Jan 22 Public hearing in the House Committee on Agriculture & Natural Resources at 8:00 AM.
- Jan 29 Executive action taken in the House Committee on Agriculture & Natural Resources at 8:00 AM.
- Jan 30 AGNR - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Feb 3 Executive session in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- HB 1254-S** by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Schmick, Blake, Ormsby, Walsh, Sullivan, Parker, and Kretz)
- Creating the Washington grain commission.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Eliminates the Washington wheat commission and the Washington barley commission and replaces them with the Washington grain commission.
- 2009 REGULAR SESSION --
- Jan 27 Public hearing in the House Committee on Agriculture & Natural Resources at 1:30 PM.
- Jan 30 AGNR - Majority; 1st substitute bill be substituted, do pass.
- HB 1401-S** by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody, Hinkle, Morrell, Ericksen, Green, Moeller, and Kelley)
- Concerning the standard health questionnaire.  
(DIGEST OF PROPOSED 1ST SUBSTITUTE)  
Modifies the standard health questionnaire in regard to the basic health plan and an individual health benefit plan.
- 2009 REGULAR SESSION --
- Jan 27 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.
- Jan 30 HCW - Majority; 1st substitute bill be substituted, do pass.
- HB 1916** by Representatives Hunt, Armstrong, Sells, Wallace, Haigh, Appleton, and Ormsby; by request of University of Washington
- Regarding the University of Washington's and Washington State University's public works contracting procedures.  
Authorizes the board of regents of the University of Washington and Washington State University to enter into any number of contracts with one or more persons, companies, or entities for the planning, design, renovation, erection, remodeling, demolition, or construction of university buildings and facilities, or improvements thereto, using a small works roster process for projects with an estimated cost of up to one million dollars, and a design-build process, design-bid-build process, or general contractor-construction manager process for projects with an estimated cost in excess of one million dollars.
- 2009 REGULAR SESSION --
- Feb 3 First reading, referred to State Government & Tribal Affairs.
- HB 1917** by Representatives Shea, Armstrong, Short, Orcutt, Kristiansen, and Condotta
- Counting original ballots in the event of a manual recount. Provides that a recount conducted manually must count the original ballots and not those that have been duplicated.
- 2009 REGULAR SESSION --
- Feb 3 First reading, referred to State Government & Tribal Affairs.
- HB 1918** by Representatives Liias, Warnick, Ericksen, Kagi, Hunt, Hinkle, Dammeier, and Santos
- Concerning physical therapists.  
Allows a physical therapist to perform spinal manipulation only upon showing evidence of adequate education and training in spinal manipulation.  
Requires a physical therapist to submit to the secretary of the department of health an affidavit that includes evidence of adequate education and training in spinal manipulation. A physical therapist who has graduated from an approved school of physical therapy in 2009 or later is not subject to this requirement.
- 2009 REGULAR SESSION --
- Feb 3 First reading, referred to Health Care & Wellness.
- HB 1919** by Representatives Kagi, Goodman, Pedersen, Rodne, Roberts, Hinkle, Dickerson, Moeller, Santos, and Wood
- Operating and administering a drug court program.  
Provides funding from the criminal justice treatment account for the operation and administration of a drug court program.
- 2009 REGULAR SESSION --
- Feb 3 First reading, referred to Human Services.
- HB 1920** by Representatives Hunt, Hasegawa, Williams, Hudgins, Simpson, Santos, Van De Wege, and Ormsby
- Clarifying that public employees may attend informational or educational meetings regarding legislative issues.  
Clarifies that state employees may attend, with a legislator or other elected official, an informational or educational meeting regarding legislative issues.
- 2009 REGULAR SESSION --
- Feb 3 First reading, referred to State Government & Tribal Affairs.
- HB 1921** by Representatives Liias, Chandler, Pearson, Blake, Chase, Ormsby, Pettigrew, Walsh, Condotta, and Appleton
- Regarding geoduck diver licenses.  
Requires a diver engaged in the commercial harvest of subtidal geoduck clams to obtain a geoduck diver license.

Prohibits the director of the department of fish and wildlife, after July 1, 2009, from issuing new geoduck diver licenses.

Provides that the act applies retroactively to geoduck diver licenses issued on or after January 1, 2009.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Agriculture & Natural Resources.

**HB 1922** by Representatives Roach, Rodne, O'Brien, Klippert, Hope, Liias, Kelley, and Morrell

Prohibiting certain convicted felons from possessing body armor.

Prohibits certain convicted felons from possessing body armor.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Public Safety & Emergency Preparedness.

**HB 1923** by Representatives Condotta, Kretz, McCune, Ross, Kristiansen, and Warnick

Reducing property taxes.

Finds that any increase in the sales and use tax to balance the 2009-2011 biennium budget must first be used to reduce state property taxes.

Declares an intent to ensure that any increase in the sales and use tax will be used to reduce state property taxes before providing additional tax revenue to the general fund.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Finance.

**HB 1924** by Representatives Dickerson, O'Brien, Darneille, Appleton, and Ormsby

Continuing availability of fifty percent earned release for certain nonviolent offenders.

Extends availability of fifty percent earned release for certain nonviolent offenders.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Human Services.

**HB 1925** by Representatives Cody, Ericksen, and Conway

Creating an exemption for Christian Science treatment of vulnerable adults.

Creates an exemption for Christian Science treatment of vulnerable adults.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Health Care & Wellness.

**HB 1926** by Representatives Cody, Ericksen, Appleton, Pettigrew, Kenney, Moeller, and Ormsby

Exempting certain hospice agencies from certificate of need requirements.

Prohibits the department of health from requiring a certificate of need for hospice agencies that serve the unique cultural or religious needs of religious groups or ethnic minorities.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Health Care & Wellness.

**HB 1927** by Representatives Armstrong, Hunt, Newhouse, Hurst, Alexander, and Simpson

Requiring motor vehicle dealers to disclose whether a new motor vehicle has sustained damage, repaired or not, in the sale of the new motor vehicle.

Prohibits a dealer, in the sale or transfer of a new or previously unregistered motor vehicle to a purchaser or transferee, including another dealer, to fail to disclose in writing to the purchaser or transferee any damage known by the dealer to have been sustained by the motor vehicle and not repaired or subsequently repaired.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Commerce & Labor.

**HB 1928** by Representatives Armstrong, Kretz, Warnick, Ross, Newhouse, Hinkle, Shea, Orcutt, Schmick, Kristiansen, Klippert, and Cox

Setting the minimum wage rate for minors.

Sets the minimum wage rate for minors.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Commerce & Labor.

**HB 1929** by Representative Williams

Regulating polygraph examiners.

Regulates polygraph examiners.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Commerce & Labor.

**HB 1930** by Representatives Green, Campbell, Morrell, Hinkle, and Kenney

Concerning mental health professionals.

Amends the definition of "mental health professional" in chapter 71.05 RCW (mental illness), to include licensed mental health counselor and marriage and family therapist.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Health Care & Wellness.

**HB 1931** by Representative Hunter; by request of Department of Revenue

Enhancing tax collection tools for the department of revenue in order to promote fairness and administrative efficiency.

Enhances tax collection tools for the department of revenue in order to promote fairness and administrative efficiency.

Requires a superior or district court judge, if there is probable cause to believe that records in the possession of a third party will aid the department of revenue in connection with its official duties relating to an audit, collection activity, or a civil or criminal investigation, to sign and issue a subpoena for the production of such records to the department of revenue.

- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Finance.
- HB 1932** by Representatives Williams, Hinkle, Appleton, O'Brien, Conway, Simpson, Liias, Moeller, and Van De Wege  
Regarding presumptive occupational diseases affecting firefighters.  
Revises provisions regarding presumptive occupational diseases affecting firefighters with respect to esophageal cancer and methicillin-resistant staphylococcus aureus.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Commerce & Labor.
- HB 1933** by Representatives Goodman, O'Brien, Kagi, Kirby, Appleton, Carlyle, Roberts, and Ormsby  
Concerning county supervised community options for offenders with a standard sentence range under one year.  
Allows county supervised community options for certain offenders with a standard sentence range under one year.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Public Safety & Emergency Preparedness.
- HB 1934** by Representatives Appleton, Simpson, Williams, Hasegawa, Miloscia, Haigh, and Ormsby  
Establishing a surcharge to fund affordable housing.  
Directs a county auditor to, under certain circumstances, charge an additional surcharge of up to twenty dollars for each document recorded, which is in addition to any other charge allowed by law.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Local Government & Housing.
- HB 1935** by Representatives Morrell, Walsh, Cody, Orwall, Kenney, Bailey, Miloscia, Green, Kelley, and Williams  
Concerning adult family homes.  
Requires the department of social and health services to establish a specialty license to include geriatric specialty certification for providers who have successfully completed the University of Washington school of nursing certified geriatric certification program and testing.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Health Care & Wellness.
- HB 1936** by Representatives Appleton, Dunshee, Sells, Upthegrove, Morrell, and Simpson  
Providing humanitarian requirements for certain dog breeding practices.  
Declares that: (1) Current Washington state laws are inadequate regarding the care and husbandry of dogs in puppy mills;
- (2) No Washington state agency currently regulates puppy mills;  
(3) The United States department of agriculture does not regulate puppy mills; and  
(4) An unfair fiscal burden is placed on city, county, and state taxpayers as well as government agencies and nongovernmental organizations, who are required to care for discarded or abused and neglected dogs from puppy mills.  
Prohibits a person from owning, possessing, controlling, or otherwise having charge or custody of more than twenty-five dogs with intact sexual organs over the age of four months at any time.  
Prescribes penalties.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Judiciary.
- HB 1937** by Representatives Appleton, Flannigan, and Ormsby; by request of Board For Judicial Administration  
Increasing state funding for juror expenses.  
Increases state funding for juror expenses.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Judiciary.
- HB 1938** by Representatives Roberts, Kagi, Angel, Walsh, Dunshee, Pettigrew, Green, Goodman, Haler, and Kenney  
Considering postadoption contact between siblings in adoption proceedings.  
Declares an intent to promote a greater focus, in adoption proceedings, on the interests of siblings separated by adoptive placements and to encourage the inclusion in adoption agreements of provisions to support ongoing postadoption contact between siblings.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Early Learning & Children's Services.
- HB 1939** by Representatives Takko, Armstrong, Morris, Springer, Eddy, Wood, Warnick, Ericksen, Sells, Kenney, Simpson, Moeller, and Ormsby  
Concerning vehicle dealer documentary service fees.  
Requires disclosure of certain information on vehicle dealer documentary service fees.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Transportation.
- HB 1940** by Representatives Bailey, Morrell, Alexander, Hinkle, and Chandler  
Requiring that school district and educational service district employees' basic benefits be determined and administered by the state health care authority.  
Requires basic benefits for school district employees and educational service district employees to be determined by the public employees' benefits board and be administered by the Washington state health care authority beginning September 1, 2011.
- 2009 REGULAR SESSION --  
Feb 3 First reading, referred to Ways & Means.

**HB 1941** by Representatives Nelson, Appleton, Hasegawa, Kenney, Campbell, Cody, Green, Sells, Hudgins, Morrell, Conway, Simpson, and Ormsby

Requiring that at least one member on each community college board of trustees be from labor.

Changes membership of the board of trustees for a community college.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Higher Education.

**HB 1942** by Representatives Orwall, Rodne, Kirby, Hasegawa, Pedersen, Jacks, Morrell, Van De Wege, Appleton, Liias, Moeller, Darneille, Sells, Ormsby, Miloscia, Upthegrove, Carlyle, Dickerson, Conway, Kenney, Simpson, Goodman, Kagi, and Santos; by request of Governor Gregoire

Concerning foreclosures on deeds of trust.

Revises provisions regarding foreclosures on deeds of trust.

Expires sections 1 through 6 of the act on January 1, 2013.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Judiciary.

**HB 1943** by Representatives Kagi, Goodman, Priest, Walsh, Probst, Quall, Rolfes, Kenney, Dickerson, Kelley, and Santos

Requiring recommendations for preparation and professional development for the early learning and school-age program workforce.

Requires the professional development consortium convened by the early learning advisory council to develop recommendations for a statewide system of preparation and continuing professional development for the early learning and school-age program workforce.

Expires July 1, 2011.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Early Learning & Children's Services.

**HB 1944** by Representatives Kagi, Walsh, Sullivan, Haigh, Carlyle, Quall, Kenney, and Ormsby

Regarding the development and implementation of a kindergarten assessment.

Directs the early learning advisory council, in collaboration with the office of the superintendent of public instruction, to convene a work group to develop and implement a uniform statewide kindergarten assessment process to: (1) Provide parents and teachers with information about a child's knowledge, skills, and abilities upon entering kindergarten in order to inform instruction for the child;

(2) Facilitate communication with parents about what children are learning and to empower parents to assist their children; and

(3) Provide feedback to early learning programs to enable continuous improvement, support transitions, and improve alignment between early learning programs and kindergarten classrooms.

Requires all school districts to implement the statewide kindergarten assessment beginning in the 2011-12 school year.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Early Learning & Children's Services.

**HB 1945** by Representatives Kagi, Walsh, Cody, Hunter, Green, Carlyle, Williams, and Kenney

Requiring notification to the legislature of significant changes to allotments of appropriations.

Requires the office of financial management, if allotment revisions proposed by an agency or the office of financial management make significant changes to allotments, to provide notice to the appropriate legislative fiscal committees of the proposed revisions, including the explanation for the significant changes, and the revisions may not take effect until ten days after this notice is provided.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Ways & Means.

**HB 1946** by Representatives Carlyle, Anderson, Wallace, Angel, White, Schmick, Hasegawa, Goodman, Sullivan, Haigh, Hudgins, Kenney, and Maxwell

Regarding higher education online technology.

Declares an intent to study and implement the legislature's findings regarding how the state's public institutions of higher education can share core resources in instructional, including library, resources, student services, and administrative information technology resources, user help desk services, faculty professional development, and more. The study will examine how public institutions of higher education can pursue a strategy of implementing single, shared, statewide commonly needed standards-based software, web hosting and support service solutions that are cost-effective, easily integrated, user-friendly, flexible, and constantly improving.

Requires all institutions of higher education to use common online learning technologies including existing learning management and web conferencing systems currently managed and governed by the state board for community and technical colleges and to share professional development materials and activities related to effective use of these tools.

Requires the K-20 educational network board to convene a higher education technology transformation task force to improve the efficiency, effectiveness, and quality of education relative to the strategic and operational use of technology in public education.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Higher Education.

**HB 1947** by Representatives Simpson, Wood, Flannigan, Upthegrove, and Ormsby

Concerning the regulation and preservation of urban streets through a local option street utility.

Declares an intent to authorize the creation of a street utility by cities to serve the residents and businesses in utility areas through the preservation and maintenance of streets for areas with an identified street utility service. Street utility

rates are determined in proportion to the levels of use of different classes of residents and businesses who depend upon access to and use of the street system and burdens placed upon the streets by different classes of residential and business users.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Transportation.

**HB 1948** by Representatives Green, Morrell, and Miloscia

Concerning state-funded personal care services.

Prohibits the department of health from paying a home care agency licensed under chapter 70.127 RCW (in-home services agency) under the medicaid in-home personal care program for: (1) A family member of a client who provides care for the client; or

(2) A provider who resides with a client.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Health Care & Wellness.

**HB 1949** by Representatives Lias, Sells, Hasegawa, Upthegrove, Quall, Conway, Simpson, and Ormsby

Appointing student members on the board of trustees for community colleges.

Establishes a pilot program for the purposes of appointing a student member to the board of trustees at Bellevue Community College, Clark College, South Seattle Community College, Spokane Community College, and Yakima Valley Community College for a period of two years beginning July 1, 2009.

Expires July 1, 2011.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Higher Education.

**HB 1950** by Representative Orcutt

Requiring assessors to give notice of the true and fair value of real property regardless of whether there was a change in value.

Requires assessors to give notice of the true and fair value of real property every year regardless of whether there has been a change in the value from the prior year.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Finance.

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### Senate Bills

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**SB 5019-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Honeyford and Swecker)

Concerning resident curators of state properties.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that other states have successfully implemented resident curator programs that preserve, maintain, and restore historic and other significant state-owned properties by allowing private parties to occupy or use the properties for residential purposes, at no cost or reduced rent, in

exchange for the tenant's maintenance, rehabilitation, or restoration of the property.

Authorizes a state agency with statutory authority to lease state-owned properties to private parties to negotiate a lease at a rate that is less than fair market value in consideration of the lessee's occupancy of the property for noncommercial residential purposes and agreement to restore, maintain, rehabilitate, or otherwise improve the leased property.

-- 2009 REGULAR SESSION --

Jan 27 Public hearing in the Senate Committee on Government Operations & Elections at 1:30 PM.

Feb 2 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5032-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Hobbs, Swecker, McCaslin, Shin, Berkey, Haugen, Hatfield, McAuliffe, and Kilmer; by request of Military Department and Joint Committee on Veterans' and Military Affairs)

Concerning the Washington code of military justice.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the Washington code of military justice.

-- 2009 REGULAR SESSION --

Jan 15 Public hearing in the Senate Committee on Government Operations & Elections at 3:30 PM.

Feb 2 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5166-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Regala, Stevens, and Kline)

Modifying license suspension provisions for the failure to pay child support.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises license suspension provisions for failure to pay child support.

-- 2009 REGULAR SESSION --

Jan 23 Public hearing in the Senate Committee on Human Services & Corrections at 8:00 AM.

Feb 2 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5190-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Stevens, Regala, and Shin; by request of Statute Law Committee and Sentencing Guidelines Commission)

Making technical corrections to community custody provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Makes technical corrections to community custody provisions to ensure accurate sentences for offenders.

-- 2009 REGULAR SESSION --

Jan 23 Public hearing in the Senate Committee on Human Services & Corrections at 8:00 AM.

Feb 2 HSC - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5267-S** by Senate Committee on Government Operations & Elections (originally sponsored by Senators Sheldon, Berkey, Morton, Kastama, and Delvin)

Regarding the issuance of checks by joint operating agencies and public utility districts.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises provisions relevant to the issuance of checks by joint operating agencies and public utility districts.

-- 2009 REGULAR SESSION --

Jan 22 Public hearing in the Senate Committee on Government Operations & Elections at 3:30 PM.

Feb 2 GO - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5485-S** by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Rockefeller, Honeyford, Pridemore, and Kilmer)

Authorizing water-sewer districts to construct, condemn and purchase, add to, maintain, and operate systems for reclaimed water.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes a water-sewer district to construct, condemn and purchase, add to, maintain, and operate systems of reclaimed water as authorized by chapter 90.46 RCW for the purpose of furnishing the district and the inhabitants thereof with reclaimed water for all authorized uses and purposes, public and private, including with full authority to regulate the use and operation thereof and the service rates to be charged. In compliance with chapter 57.08 RCW (water-sewer district powers), a district may also provide reclaimed water services to persons outside the district.

-- 2009 REGULAR SESSION --

Feb 2 EWE - Majority; 1st substitute bill be substituted, do pass.  
Passed to Rules Committee for second reading.

**SB 5808** by Senator Fairley

Concerning the annexation of unincorporated areas served by fire protection districts.

Requires notification to employees of a fire protection district about hires, separations, terminations, and any other changes in employment that are a direct consequence of the proposed annexation or incorporation of such fire protection district.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Government Operations & Elections.

**SB 5809** by Senator Hargrove

Creating a temporary workforce employment and training program.

Creates an employment and training trust fund to provide state funding for employment and training services.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Labor, Commerce & Consumer Protection.

**SB 5810** by Senators Kauffman, Berkey, Shin, Franklin, Keiser, Tom, and Kohl-Welles; by request of Governor Gregoire

Concerning foreclosures on deeds of trust.

Revises provisions regarding foreclosures on deeds of trust.

Expires sections 1 through 6 of the act on January 1, 2013.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Financial Institutions, Housing & Insurance.

**SB 5811** by Senators Hargrove, Stevens, Shin, and Roach

Concerning the placement of foster children.

Modifies provisions relating to foster children placement.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Human Services & Corrections.

**SB 5812** by Senators Marr and Brown

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

Requires the board of county commissioners, in counties without a home rule charter, to establish a local board of health.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Government Operations & Elections.

**SB 5813** by Senators Hatfield, Hobbs, Marr, Sheldon, Delvin, and Shin

Reducing the release of mercury into the environment.

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

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

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

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

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

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

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

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

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

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

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Environment, Water & Energy.

**SB 5814** by Senators Franklin and Keiser

Requiring health benefit plan coverage for elemental formula.

Provides coverage, by certain health benefit plans, for amino acid-based elemental formulas for infants and children when medically necessary.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Health & Long-Term Care.

**SB 5815** by Senators Jarrett and Delvin; by request of Washington State Patrol

Addressing motor carrier compliance review.

Revises penalties for motor carriers.

Doubles the penalty amount for high-risk carriers that have repeat violations of the same violation during a follow-up compliance review.

Authorizes motor carriers, except for high-risk carriers, to request penalty mitigation.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Transportation.

**SB 5816** by Senators Eide, Delvin, King, Jarrett, Sheldon, Berkey, and Hatfield

Concerning vehicle dealer documentary service fees.

Requires disclosure of certain information on vehicle dealer documentary service fees.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Transportation.

**SB 5817** by Senators Becker, Schoesler, Morton, Brandland, Holmquist, Stevens, Swecker, McCaslin, Carrell, Delvin, Honeyford, King, Kastama, Hatfield, Parlette, Hewitt, and Roach

Defining commercial agricultural purposes to include current farming practices and activities related to the raising, harvesting, feeding, breeding, managing, selling, care, or training of a farm product.

Defines "commercial agricultural purposes" to include current farming practices and activities related to the raising, harvesting, feeding, breeding, managing, selling, care, or training of a farm product.

Provides that the act applies retroactively to taxes levied for collection in 2008 as well as prospectively.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Agriculture & Rural Economic Development.

**SB 5818** by Senator Honeyford

Regarding the disclosure of production and export information on patented or trademarked apples.

Provides that certain information about the export of patented or trademarked apples is not exempt from the public records act.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Agriculture & Rural Economic Development.

**SB 5819** by Senator Kline

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

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

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

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Judiciary.

**SB 5820** by Senators Benton, Roach, Oemig, Swecker, McCaslin, Hobbs, and Shin

Including a child fourteen or younger in the aggravated first degree murder provisions.

Provides that a person is guilty of aggravated first degree murder if he or she commits first degree murder and the victim was fourteen years of age or younger.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Judiciary.

**SB 5821** by Senators Kastama, Fraser, Kauffman, McAuliffe, and Shin

Creating a property tax exemption for manufactured/mobile home communities.

Creates a property tax exemption for manufactured/mobile home communities.



- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Financial Institutions, Housing & Insurance.
- SB 5822** by Senators Fraser, Kastama, Kauffman, and McAuliffe  
 Modifying the manufactured/mobile home landlord-tenant act.  
 Protects consumers who live in manufactured/mobile home communities by clarifying the manufactured/mobile home landlord-tenant act.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Financial Institutions, Housing & Insurance.
- SB 5823** by Senators Kastama, Fraser, Kauffman, McAuliffe, and Kline  
 Concerning strict compliance with notice provisions when manufactured/mobile home communities are offered for sale.  
 Requires strict compliance with notice provisions when manufactured/mobile home communities are offered for sale.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Financial Institutions, Housing & Insurance.
- SB 5824** by Senator Kastama  
 Concerning permanent parenting plans that are agreed to or entered into by default.  
 Revises permanent parenting plan provisions.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Human Services & Corrections.
- SB 5825** by Senators Brown, King, and Kilmer  
 Modifying the rural county tax credit provided in chapter 82.62 RCW.  
 Modifies the rural county tax credit provided in chapter 82.62 RCW (tax credits for eligible business projects in rural counties).  
 Provides that the act applies with respect to applications for credit under chapter 82.62 RCW received by the department of revenue on or after January 1, 2010.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Agriculture & Rural Economic Development.
- SB 5826** by Senators Keiser and Parlette  
 Requiring tamper-resistant prescription pads.  
 Requires every prescription written in this state by a licensed practitioner to be written on a tamper-resistant prescription pad or paper approved by the board of pharmacy.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Health & Long-Term Care.
- SB 5827** by Senators Shin, Kilmer, McDermott, and Marr  
 Appointing student members on the board of trustees for community colleges.  
 Establishes a pilot program for the purposes of appointing a student member to the board of trustees at Bellevue Community College, Clark College, South Seattle Community College, Spokane Community College, and Yakima Valley Community College for a period of two years beginning July 1, 2009.  
 Expires July 1, 2011.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Higher Education & Workforce Development.
- SB 5828** by Senators Jarrett, McAuliffe, Tom, and Hobbs  
 Authorizing certain school districts and educational service districts to designate a district treasurer.  
 Authorizes the board of directors of a school district and the board of directors of an educational service district to designate by resolution an employee of the district or some other person having experience in financial or fiscal matters to act as the district treasurer.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Early Learning & K-12 Education.
- SB 5829** by Senators Kastama, Shin, Hargrove, Stevens, Jacobsen, Swecker, Kilmer, Holmquist, Carrell, Roach, and Regala  
 Establishing a pilot program for family counseling.  
 Directs the secretary of the department of health to establish a pilot program to provide merit checks of no more than one hundred dollars to no more than four hundred fifty couples who complete a family preparation course. Under the pilot program, a couple who intend to apply for a marriage license may, together or separately, complete a family preparation course of not less than four hours with a family preparation course provider.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Human Services & Corrections.
- SB 5830** by Senators Fraser, Swecker, and Kohl-Welles  
 Establishing the office of the health care authority ombudsman.  
 Establishes the position of health care authority ombudsman within the office of the insurance commissioner.
- 2009 REGULAR SESSION --  
 Feb 3 First reading, referred to Health & Long-Term Care.
- SB 5831** by Senators Parlette, Haugen, Schoesler, Morton, and Hatfield  
 Creating the Washington state essential worker pilot program.  
 Finds that: (1) Washington's combination of excellent wages, working conditions, and services have attracted workers from other states and countries to work in our

agricultural, construction, retail, restaurant, and hospitality industries;

(2) A controversy exists because some of these workers may lack employment eligibility;

(3) Considerable controversy has occurred over eligibility for government services; and

(4) The federal government is encouraging employers to conduct background investigations or use other systems to verify the identity of workers after hiring them, but these steps are not required by federal law, take several weeks to accomplish, and are not feasible for many employers.

Declares an intent for our state to proactively work with the federal government to establish a program to provide an adequate, legal, and stable workforce for employers in Washington.

Requires the employment security department, on behalf of the state, to petition the United States congress to create a new classification of nonimmigrant visa.

Establishes the Washington state essential worker pilot program.

Directs the employment security department to immediately begin work to establish the parameters of the program and to implement the program.

Requires employers to provide housing to essential workers while they are employed.

Requires the employment security department to offer training programs for essential workers, including but not limited to basic English language and civics training.

Expires December 1, 2013.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Labor, Commerce & Consumer Protection.

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### Senate Concurrent Resolutions

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**SCR 8405** by Senators Kohl-Welles, Fairley, Rockefeller, Kline, and Jacobsen

Creating a commission to evaluate the legislature.

Creates a commission within the legislature to evaluate the legislature.

-- 2009 REGULAR SESSION --

Feb 3 First reading, referred to Government Operations & Elections.