

SENATE COMMITTEE SERVICES

BILLS PASSED
DURING THE 2008 LEGISLATIVE SESSION

BY COMMITTEE OF ORIGIN



April 2, 2008



DATE: April 2, 2008

TO: Washington State Senate Senators and Staff

FROM: Richard Rodger, Director (786-7401)
Senate Committee Services

SUBJECT: Bills Passed During the 2008 Legislative Session Report
(Including HB 2416 and SB 6178 which passed during the 2007 Special Legislative Session)

We are pleased to provide you this final report of "Bills Passed During the 2008 Legislative Session, by Committee of Origin". This report includes a brief description of each Senate and House bill passed by the 2008 Legislature, including summaries of the Governor's final action. Bills are listed under their committee of origin in the Senate. This year's report also includes a bill index at the end of the report.

It was a pleasure to serve you this session, and we hope you find this report useful. Please feel free to contact me or any of our staff if you have any questions or need any further information or assistance.

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

AGRICULTURE & RURAL ECONOMIC DEVELOPMENT

786-7411

SB 6275: GRANTING AUTHORITY FOR DRAINAGE DISTRICT COMMISSIONERS TO IMPLEMENT DRAINAGE MAINTENANCE PLANS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Drainage districts are explicitly authorized to implement the provisions of drainage maintenance plans that have been adopted by the district.

SB 6283: ADDRESSING MEMBERSHIP ON THE APPLE COMMISSION

Prime Sponsor: Senator Rasmussen

(HB 2617 Representative Blake)

** Signed by the Governor*

- If only one candidate is nominated to fill a position on the Apple Commission (Commission), the Commission is no longer required to submit a second name. Instead, the Director of the Department of Agriculture is provided with explicit authority to appoint or reject the sole nominee.
- If a member has excessive absences, the Commission may request the Director to remove the member and have the position re-filled.

SB 6284: MODIFYING PROVISIONS RELATING TO THE DAIRY PRODUCTS COMMISSION

Prime Sponsor: Senator Schoesler

(HB 2568 Representative Blake)

** Signed by the Governor*

- The number of members on the Dairy Products Commission (Commission) is reduced from ten to nine with the deletion of the producer-dealer member.
- If only one candidate is nominated to fill a position on the Commission, the Commission is no longer required to submit a second name. Instead, the Director of the Department of Agriculture is provided with explicit authority to appoint or reject the sole nominee.
- If a member has excessive absences, the Commission may request the Director to remove the member and have the position re-filled.

SB 6299: CONCERNING TAX EXEMPTIONS FOR BEEKEEPERS

Prime Sponsor: Senator Rasmussen

**SB 6299 was not enacted, but the provisions are substantially similar to those in 2SSB 6468.*

2SSB 6468: CONCERNING THE TAXATION OF HONEY BEEKEEPERS

Prime Sponsor: Senator King

(HB 2751 Representative Chandler)

** Signed by the Governor*

- In response to losses from colony collapse disorder, temporary tax exemptions are provided to Washington's beekeepers. These tax exemptions take effect on July 1, 2008, and last until July 1, 2013. To be eligible for tax exemptions, the apiarist must be registered with the Department of Agriculture.
- The tax exemptions include the business and occupation tax on pollination services, wholesale sale of honey and honey bee products, and the sales tax on the sale of pollinating bees.

2SSB 6483: ENACTING THE LOCAL FARMS-HEALTHY KIDS AND COMMUNITIES ACT

Prime Sponsor: Senator Hatfield

(E2SHB 2798 Representative Pettigrew)

** Signed by the Governor*

- Creates the Farm-to-School Program in the Department of Agriculture to facilitate increased school procurement of Washington grown food.
 - Creates the Washington Grown Fresh Fruit and Vegetable Grant Program in the Office of the Superintendent of Public Instruction to facilitate student consumption of nutritious snacks and expand the market for locally grown fresh produce.
 - Creates the Farmers Market Technology Improvement Pilot Program in the Department of Social and Health Services to increase state residents' access to fresh fruits, vegetables, meat and dairy products and use of food stamps at farmers markets through electronic benefits transfer.
 - Creates the Farmers to Food Banks Pilot Program in the Department of Community, Trade and Economic Development to facilitate food bank contracting with local farmers to provide fruit, vegetables, dairy, and meat products to low-income people.
 - Changes state procurement policy to encourage and facilitate purchasing of Washington grown food by state agencies and institutions of higher education.
 - Requires the Department of Health (DOH) to adopt rules allowing farm retail operations owned and operated by farmers to participate in the Women, Infant, and Children Farmers Market Nutrition Program.
 - Requires reports to the Legislature.
- *E2SHB 2709 was not enacted, but the provisions are substantially similar to those in 2SSB 6483, as described below.*
- Authorizes school boards to set policies and procedures to increase school purchasing of Washington grown food.

SB 6723: AUTHORIZING FEES TO FUND INSPECTIONS FOR THE PROTECTION OF ANIMAL HEALTH

Prime Sponsor: Senator Rasmussen

**SB 6723 is incorporated in its entirety into EHB 3381.*

SSB 6805: PROMOTING FARM AND FOREST LAND PRESERVATION AND RESTORATION THROUGH CONSERVATION MARKETS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The State Conservation Commission (Commission) is to conduct a study on the feasibility of establishing conservation markets whereby mitigation requirements for public projects can be fulfilled through preservation and restoration activities undertaken by willing owners of agricultural and forest lands in Washington State.
- If the study finds the conservation markets are feasible and desirable, the Commission is to conduct two demonstration projects that fit established criteria.
- A report to the Governor and Legislature on the feasibility study is due by December 1, 2008. If the project proceeds into the demonstration project phase, a second report is due by December 1, 2009.

SSB 6806: PROVIDING TAX INCENTIVES FOR ANAEROBIC DIGESTER PRODUCTION

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Anaerobic digesters are exempt from property and leasehold taxes for six years from the date of construction.
- To claim the exemption, forms must be filed by December 31, 2012.

HB 2467: REGULATING FERTILIZERS

Prime Sponsor: Representative Warnick

(SB 6194 Senator Rasmussen)

** Signed by the Governor*

- Requirements for labeling of packaged, bulk, and customer-formula fertilizers are clarified.
- Due dates for fertilizer distribution reports are specified. Provisions regarding late fees are clarified.
- Technical changes revise or remove outdated language.

E2SHB 2709: EXEMPTING PURCHASES OF WASHINGTON GROWN FOOD FROM SCHOOL DISTRICT COMPETITIVE BID PROCEDURES

Prime Sponsor: Representative Hurst

**E2SHB 2709 was not enacted, but the provisions are substantially similar to those in 2SSB 6483.*

HB 2923: PROVIDING AN ALTERNATIVE METHOD FOR WEIGHT TICKETS FOR TRANSPORTING HAY OR STRAW

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

- A dealer or commission merchant and a grower or consignor may agree in writing to use a scale located at a hay or straw processing facility to satisfy the requirements of the Commission Merchants Act if the scale is approved by the Department of Agriculture.
- This is an alternative to the current requirement of having the hay or straw weighed by a licensed public weighmaster.

CONSUMER PROTECTION & HOUSING

786-7458

SSB 5524: ADDRESSING THE RESTRICTION OF MOBILE HOME OR MANUFACTURED HOME LOCATIONS

Prime Sponsor: Senator Berkey

(HB 1150 Representative Morris)

** Signed by the Governor*

**SHB 1148 was not enacted, but the provisions are substantially similar to those in SSB 5524.*

- Local jurisdictions are prohibited from restricting the location of manufactured homes that are sited within existing manufactured housing communities based exclusively on age or dimensions of the home.

SB 6215: CONCERNING RESERVE ACCOUNTS AND STUDIES FOR CONDOMINIUM ASSOCIATIONS

Prime Sponsor: Senator Tom

(SHB 2541 Representative Kelley)

** Signed by the Governor*

- Residential condominium associations are encouraged, but not required, to establish a reserve account to fund major maintenance or replacement of the condominium's common elements.
- Requires residential condominium associations to conduct reserve studies, unless doing so would impose an unreasonable hardship.
- Resale certificates and public offering statements must include information on the condominium association's reserve study.

SB 6332: INCREASING THE DEBT LIMIT OF THE HOUSING FINANCE COMMISSION

Prime Sponsor: Senator Kauffman

(HB 2873 Representative Ormsby)

** Signed by the Governor*

- The debt limit of the Washington State Housing Finance Commission, which is not a debt of the state, is increased by \$500 million to \$5 billion.

SB 6374: REGARDING DISCLOSURE OF PERSONAL WIRELESS NUMBERS

Prime Sponsor: Senator Oemig

(HB 2702 Representative Rodne)

**SB 6374 was not enacted, but the provisions are substantially similar to those in 2SHB 2479.*

SB 6381: ESTABLISHING FIDUCIARY DUTIES FOR MORTGAGE BROKERS

Prime Sponsor: Senator Weinstein

** Signed by the Governor*

- Imposes a fiduciary duty on mortgage brokers in favor of borrowers.
- The duties the mortgage broker owes are limited to those that are enumerated in the act.

SB 6383: CONCERNING UNLAWFUL DETAINER ACTIONS INVOLVING DISTRESSED PROPERTIES UNDER THE RESIDENTIAL LANDLORD-TENANT ACT

Prime Sponsor: Senator Weinstein

**SB 6383 is incorporated in its entirety into HB 2791.*

SB 6411: ADDRESSING THE REGULATION OF CONVERSION CONDOMINIUMS

Prime Sponsor: Senator Kohl-Welles

**SB 6411 was not enacted, but the provisions are substantially similar to those in SHB 2014.*

SB 6431: CONCERNING DISTRESSED PROPERTY CONVEYANCES

Prime Sponsor: Senator Tom

(HB 2791 Representative Lantz)

**SB 6431 is incorporated in its entirety into HB 2791.*

SB 6471: PROTECTING CONSUMERS BY REGULATING LOANS UNDER THE CONSUMER LOAN ACT AND MORTGAGE BROKER PRACTICES ACT

Prime Sponsor: Senator Weinstein

** Signed by the Governor*

- The Consumer Loan Act (CLA) is amended to eliminate the 12 percent interest threshold.
- Mortgage lenders currently exempt from the Mortgage Brokers Practices Act are required to be licensed under the CLA.
- Retail installment contracts are exempt from the CLA.

SB 6695: CONCERNING DISTRESSED HOME TRANSACTIONS

Prime Sponsor: Senator Weinstein

**SB 6695 is incorporated in its entirety into HB 2791.*

SSB 6711: CREATING THE SMART HOMEOWNERSHIP CHOICES PROGRAM

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- The Smart Ownership Choices program is created to assist low-and moderate-income households facing foreclosure.
- The Washington State Housing Finance Commission will assist homeowners who are delinquent on their mortgage payments to bring their mortgage payments current in order to refinance into a different loan product. Homeowners must repay any funds received at the time of refinancing, and the homeowner must participate in a mortgage counseling program.

SSB 6847: REGULATING REAL ESTATE SETTLEMENT SERVICES

Prime Sponsor: Senator Weinstein

** Signed by the Governor*

- Title insurance rates are subject to new standards of review by the Office of the Insurance Commissioner (OIC).
- Prohibits certain gifts or inducements in the title insurance business.
- Rule-making authority is delegated to OIC to determine which gifts are permissible.

SHB 1148: ADDRESSING THE RESTRICTION OF MOBILE HOME OR MANUFACTURED HOME LOCATIONS

Prime Sponsor: Representative Simpson

** SHB 1148 was not enacted, but the provisions are substantially similar to those in SSB 5524.*

E2SHB 1621: PRESERVING MANUFACTURED/MOBILE HOME COMMUNITIES

Prime Sponsor: Representative B. Sullivan

(SSB 5780 Senator Eide)

** Signed by the Governor*

- When an owner or landlord of a mobile home park/manufactured housing community publicly lists a park for sale, the tenants and other related organizations must receive written notice within 14 days of the listing.
- Sales of manufactured/mobile home communities to tenant organizations, local governments, housing authorities, non-profits, neighborhood-based organizations, or federally recognized tribes are exempt from the real estate excise tax.
- Landlords are encouraged to negotiate in good faith with qualified tenant and other eligible organizations.

ESHB 1865: LIMITING THE OBLIGATIONS OF LANDLORDS UNDER WRITS OF RESTITUTION

Prime Sponsor: Representative Williams

(SB 5800 Senator Sheldon)

** Signed by the Governor/partial veto*

- Requires a landlord to store an evicted tenant's property if the tenant requests it in writing within three days of service of the writ of restitution.
- Creates a presumption that storage has been requested when the landlord knows a tenant has a disability that impairs or prevents the tenant from making a written request for storage.
- Requires the sheriff, when executing a writ of restitution, to also give the tenant a form provided by the landlord that allows the tenant to request the landlord to store the tenant's property.
- Changes procedures that apply when a landlord sells or disposes of the tenant's property.
- ~~Emergency clause.~~ (PV)

SHB 2014: ADDRESSING THE REGULATION OF CONVERSION CONDOMINIUMS

Prime Sponsor: Representative Chase

(SSB 5031 Senator Jacobsen)

** Signed by the Governor*

**SB 6411 was not enacted, but the provisions are substantially similar to SHB 2014.*

- When an apartment is to be converted into a condominium, tenants are to receive a 120-day notice.
- The state cap of \$500 for relocation assistance is eliminated, and a low-income tenant may receive relocation assistance in an amount up to three times his or her monthly rent. Elderly tenants or tenants with special needs may receive up to an additional \$1,500 in relocation assistance.
- Conversion on the interior of a building is limited, unless tenants are provided with the option to break their lease with 30 days notice, in which case a sales office, model unit, or both, may be built.
- Developers are to report information about the conversions to the cities, who will in turn provide data to the Department of Community, Trade and Economic Development.

SHB 2279: PROHIBITING DISCRIMINATION AGAINST AFFORDABLE HOUSING DEVELOPMENTS

Prime Sponsor: Representative Darneille

** Signed by the Governor*

- A city, county, or other local governmental entity or agency may not place requirements on affordable housing developments which are different than requirements imposed on other housing developments,

although different requirements may be imposed upon affordable housing developments for the purposes of financing or other incentives.

- However, local governments may still extend preferential treatment to affordable housing developments.

2SHB 2479: REQUIRING SUBSCRIBERS' CONSENT TO DISCLOSE WIRELESS PHONE NUMBERS

Prime Sponsor: Representative Morrell

** Signed by the Governor*

** SB 6374 was not enacted, but the provisions are substantially similar to those in 2SHB 2479.*

- Directory providers may not include a wireless number in any directory, unless the number's subscriber has expressly opted-in or the provider undertook a reasonable investigation and was unable to determine whether the number was a wireless number or a land line.
- Providers of reverse number search directories must allow subscribers to opt out of being included in the reverse search directory.
- Directory providers may be fined up to \$50,000 for a violation.

HB 2791: REGULATING DISTRESSED PROPERTY TRANSACTIONS

Prime Sponsor: Representative Lantz

** Signed by the Governor*

**SB 6695 is incorporated in its entirety into HB 2791, as described below.*

- Defines distressed home consultants as third parties who offer to provide mortgage, debt, or credit services to a homeowner who is in danger of foreclosure.
- Regulates distressed home consultants by requiring a written contract and imposing a fiduciary duty on the consultant.

**SB 6431 is incorporated in its entirety into HB 2791, as described below.*

- Regulates distressed home conveyances or sale-lease-back transactions between homeowners at risk of foreclosure and third parties.
- The contract must be in writing, the seller of the home has five days to cancel, and the buyer of the home must verify that the seller is capable of exercising the right to repurchase within the allowable period.

**SB 6383 is incorporated in its entirety into HB 2791, as described below.*

- In an eviction proceeding, the landlord must disclose to the court that the tenant previously held title to the property at issue if the property was part of a distressed home conveyance.

SHB 2879: MODIFYING PROVISIONS REGULATING SPYWARE

Prime Sponsor: Representative Morris

(SSB 6499 Senator Weinstein)

** Signed by the Governor*

- Several computer-related actions, collectively known as "spyware" are added to the computer spyware statute.
- Currently, the standard for violating many of the spyware statutes is "intentionally deceptive," which is lowered to "deceptive." "Deceptive" is defined as: (1) a materially false or fraudulent statement; or (2) a statement or description that omits or misrepresents material information in order to deceive an owner or operator.

- A provider of computer software or owner of a website or trademark may only bring a civil action if the action arises directly out of the person's status as a provider or owner.

**SHB 2902: CONDITIONING THE COLLECTION OF THE LEMON LAW ARBITRATION FEE
UPON REGISTRATION OF NEW MOTOR VEHICLES IN WASHINGTON STATE**

Prime Sponsor: Representative Wood

** Signed by the Governor*

- Vehicle dealers and lessors are not required to collect the \$3 lemon law arbitration fee unless the purchased vehicle will be registered in Washington.

**SHB 3071: HARMONIZING STATUTES THAT ADDRESS THE TERMINATION OF
CONDOMINIUMS**

Prime Sponsor: Representative Goodman

** Signed by the Governor*

- The termination of condominiums built before June 1990 is now governed by the Washington Condominium Act.
- Unless a condominium's declarations specify a larger percentage, all condominiums may be terminated with consent of 80 percent of the owners.

**EHB 3142: CREATING THE AFFORDABLE HOUSING AND COMMUNITY FACILITIES RAPID
RESPONSE LOAN PROGRAM**

Prime Sponsor: Representative Liias

(2SSB 6712 Senator Kauffman)

** Signed by the Governor*

- The Rapid Response Loan program is created in the Department of Community, Trade and Economic Development to be administered by the Washington State Housing Finance Commission (Commission).
- Through this program, the Commission will make low interest (0-3 percent) loans to eligible organizations for the purpose of purchasing land or real property for affordable housing and community facility development. Any rental housing produced or acquired through this program must be preserved for at least 30 years.
- The Commission must report annually on the number of loans that were made, the purpose of the loans, loan recipients, and when the loans are expected to be paid back.

SHB 3144: CREATING A CONSUMER PROTECTION WEB SITE AND STUDY

Prime Sponsor: Representative Liias

** Signed by the Governor*

- The Department of Information Services must develop a consumer protection website that contains links and information from other state agencies that provide consumer protection services.
- The Attorney General's Office (AGO) must study how often a business responds satisfactorily to a consumer's complaint and develop sanctions that the AGO may use if a business responds inadequately to a meritorious complaint.

EARLY LEARNING & K-12 EDUCATION

786-7420

2ESSB 5100: REGARDING HEALTH INSURANCE INFORMATION FOR STUDENTS

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- By August 1, 2008, the Superintendent of Public Instruction (SPI) must select up to six school districts to implement health insurance pilots. The pilot districts must ask whether students have health insurance and allow parents or guardians to authorize the sharing of information for this purpose. By December 1, 2008, each district must have a list of students without insurance.
- By September 1, 2008, the Department of Social and Health Services (DSHS) and the SPI must develop a model agreement for schools to share student information. By January 1, 2009, each district and a local outreach organization must have an agreement to share the list of students without insurance. The outreach organization must use the information to assist families in enrolling students on a medical program.
- By July 1, 2009, the pilot schools must report to the SPI. By December 1, 2009, DSHS and the SPI must report to the Legislature.

SB 6183: PROVIDING A PROCESS FOR THE DISSOLUTION OF FIRST-CLASS SCHOOL DIRECTORS' DISTRICTS

Prime Sponsor: Senator Parlette

** Signed by the Governor*

- A petition and election process is provided for a first class school district (2,000 students or more) to change from five director districts for the purposes of electing school board of directors to a minimum of three director districts and a maximum of two at-large positions.

SB 6313: RECOGNIZING DISABILITY HISTORY IN THE PUBLIC EDUCATION SYSTEM

Prime Sponsor: Senator McAuliffe

(HB 2599 Representative Sullivan)

** Signed by the Governor*

- Every October, each public school and public institution of higher education must conduct or promote educational activities that provide instruction, awareness, and understanding of disability history and people with disabilities.

SB 6369: REGARDING THE WASHINGTON COMMUNITY LEARNING CENTER PROGRAM

Prime Sponsor: Senator Eide

(HB 3109 Representative Seaquist)

** Signed by the Governor*

- The purpose of the Washington Community Learning Center Program is expanded to support statewide after-school intermediary organizations in their efforts to provide professional development to community learning centers.

2SSB 6377: REGARDING SECONDARY CAREER AND TECHNICAL EDUCATION

Prime Sponsor: Senator Hobbs

(E2SHB 2826 Representative Priest)

** Signed by the Governor/partial veto*

- The Career and Technical Education (CTE) Act is created addressing the following: quality and rigor of CTE programs, including academic instruction through CTE; additional links to post-secondary education; use of CTE to address dropouts and students at-risk of dropping out of school; and actions to increase awareness of CTE programs.

**SB 6486 is incorporated in its entirety into 2SSB 6377, as described below.*

- The CTE curriculum advisory committee is extended to December 2009.

**2SSB 6377 is incorporated in part into E2SSB 6673.*

- ~~The three-year grants for implementing integrated work skills, basic skills, and English skills programs; and the In-Demand Scholars Program. (PV)~~

SSB 6426: ENACTING THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN

Prime Sponsor: Senator Hobbs

(HB 2918 Representative Wallace)

** Signed by the Governor*

- The Office of the Superintendent of Public Instruction must convene a task force to make recommendations regarding the Interstate Compact on Educational Opportunity for Military Children.
- The task force must issue a final report of findings and conclusions to the Legislature by December 1, 2008.

SSB 6453: CLARIFYING THE TIMELINE FOR RELEASE OF EDUCATION RECORDS TO THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Prime Sponsor: Senator Tom

(HB 2720 Representative Roberts)

**SSB 6453 is incorporated in its entirety into SHB 2679.*

SB 6486: REGARDING THE CAREER AND TECHNICAL EDUCATION CURRICULA ADVISORY COMMITTEE

Prime Sponsor: Senator McAuliffe

**SB 6486 was not enacted, but is incorporated in its entirety into 2SSB 6377.*

SB 6534: REGARDING THE REVISION OF MATHEMATICS STANDARDS

Prime Sponsor: Senator McAuliffe

(EHB 3317 Representative Hunter)

** Signed by the Governor*

- The State Board of Education (SBE) must retain a consultant to review the February 2008 version of revised mathematics standards; hold a public hearing and consult with the Mathematics Advisory Panel on the consultant's findings and specific recommendations by May 15, 2008; and forward final recommendations to the Superintendent of Public Instruction (SPI).
- The SPI must revise the mathematics standards by July 1, 2008, to conform precisely to the SBE recommendations.
- By July 31 2008, the SBE must either approve adoption of the final revised standards by SPI or develop a plan for ensuring the recommendations are implemented so that final standards can be adopted no later than September 25, 2008.

SSB 6556: REQUIRING THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION TO DEVELOP ANAPHYLACTIC POLICY GUIDELINES

Prime Sponsor: Senator Honeyford

(HB 2632 Representative Newhouse)

** Signed by the Governor*

- The Office of the Superintendent of Public Instruction (SPI), in consultation with the Department of Health, must develop anaphylactic policy guidelines for schools to prevent anaphylaxis, and to deal with medical emergencies resulting from it.
- By October 15, 2008, SPI must report to the School Health Reform Task Force on the implementation of the Food Allergy Guidelines and recommendations for effectively implementing the Anaphylactic Policy Guidelines.
- By March 31, 2009, the SPI must report the guidelines to school districts and the Legislature.
- By September 1, 2009, school districts must use the guidelines to develop and adopt a policy to prevent anaphylaxis.

SB 6588: AUTHORIZING THE TRANSFER OF ACCUMULATED LEAVE BETWEEN THE COMMON SCHOOL AND HIGHER EDUCATION SYSTEMS

Prime Sponsor: Senator Kauffman

(HB 2987 Representative Wallace)

** Signed by the Governor*

- The K-12 education statutes are aligned with the current higher education statutes to permit the transfer of accumulated leave among and between the K-12 and higher education systems.

E2SSB 6673: CREATING LEARNING OPPORTUNITIES

Prime Sponsor: Senator McAuliffe

** Signed by the Governor/partial veto*

- The Extended Learning Opportunities program is created to provide additional services to students at-risk of not graduating from high school.
- ~~Educational Service Districts must develop and implement a program of outreach to community based programs to inform struggling students of available assistance. (PV)~~
- Eighth grade students during the College Bound Scholarship's first year will have two years in which to learn about and sign up for the scholarship.
- ~~If funds are provided, school districts must provide all tenth graders the option of taking the PSAT for free. (PV)~~

**2SSB 6377 is incorporated in part as described below.*

- ~~If funds are provided, the Office of the Superintendent of Public Instruction (SPI) will allocate grants for summer middle & high school career and technical education programs in math, science, and technology. (PV)~~

**EHB 2607 was not enacted but the provisions are substantially similar to those in 6673 as described below.*

- The Professional Educator Standards Board must convene a workgroup to develop recommendations for teachers of English language learners.

**HB 2804 was not enacted but, is incorporated in its entirety as described below.*

- ~~If funds are provided, SPI must contract with a national organization, that will provide matching funds, to establish and operate a geography endowment to be used for geography education programs, including curriculum and professional development. SPI will annually report on the program. (PV)~~

** SHB 2810 was not enacted but, is incorporated in its entirety as described below.*

- A Learning Assistance Program enhancement is created for school districts that have 20 percent or more students in the bilingual program and 40 percent or more eligible for free or reduced lunch.

SSB 6726: GRANTING THE PROFESSIONAL EDUCATOR STANDARDS BOARD ONGOING AUTHORITY TO ESTABLISH PROFESSIONAL-LEVEL CERTIFICATION ASSESSMENTS AND PERFORMANCE STANDARDS

Prime Sponsor: Senator Tom

** Signed by the Governor*

- On-going authority is provided to the Professional Educator Standards Board to administer an assessment to teachers seeking their professional-level teacher certification.
- The teacher applicant's fee will be paid to the contractor who administers the assessment.

SB 6740: REGARDING THE PROVISION OF TEACHER CERTIFICATION SERVICES

Prime Sponsor: Senator Regala

** Signed by the Governor*

- Authorization is provided for a portion of the teacher certification fees paid by the applicants to be used to cover the costs of the Educational Service Districts for providing the certification services.
- The rest of the applicant fees will continue to be used to support and evaluate educator preparation programs and professional development in-service programs.

SSB 6742: REQUIRING DEVELOPMENT OF PROGRAMS AND GUIDELINES FOR STUDENTS WITH AUTISM

Prime Sponsor: Senator Rasmussen

**SB 6742 is incorporated in part into SSB 6743.*

SSB 6743: REGARDING TRAINING AND GUIDELINES FOR TEACHERS OF STUDENTS WITH AUTISM

Prime Sponsor: Senator Rasmussen

(HB 3152 Representative Roach)

** Signed by the Governor/partial veto*

- ~~By September 1, 2008, subject to appropriated funds, the Office of the Superintendent of Public Instruction (OSPI) must print, distribute and post on its website, the "Autism Guidebook." (PV)~~
- *SB 6742 is incorporated in part into SSB 6743, as described below.*
- OSPI must widely distribute information on Federal "Child Find" responsibilities and develop and distribute posters with information on autism and contact information for services and support.
 - ~~By December 1, 2008, the Professional Educator Standards Board and OSPI must develop recommendations for effective methods of teaching children with autism for all educator preparation and professional development programs. (PV)~~

SSB 6879: REGARDING THE JOINT TASK FORCE ON BASIC EDUCATION FINANCE

Prime Sponsor: Senator McAuliffe

** Signed by the Governor*

- A final report date of December 1, 2008, is established for the Joint Task Force on Basic Education Finance (task force) to report to the Legislature on options for a new funding structure and a new definition of basic education.
- The task force must specifically consider issues related to equalizing the school employee salary allocations among districts.

SB 6908: ENCOURAGING THE MEANING AND HISTORY OF THE PLEDGE OF ALLEGIANCE TO BE TAUGHT ANNUALLY

Prime Sponsor: Senator Rasmussen

**SB 6908 is incorporated in part into HB 2781.*

EHB 1283: AUTHORIZING HIGH SCHOOL DIPLOMAS TO BE ISSUED TO PERSONS WHO LEFT HIGH SCHOOL BEFORE GRADUATION TO SERVE IN THE UNITED STATES ARMED FORCES

Prime Sponsor: Representative Roach

(SB 5255 Senator Pridemore)

** Signed by the Governor*

- School districts may issue high school diplomas to all honorably discharged veterans who left high school before graduation to serve in the Vietnam era.
- The bill eliminates the current requirement that veterans of World War II or the Korean Conflict must have been scheduled to graduate between 1940 and 1955 in order to receive a diploma.

HB 2137: ALLOWING SCHOOL EMPLOYEES' CHILDREN WITH DISABILITIES TO ENROLL IN SPECIAL SERVICES PROGRAMS IN THE DISTRICT WHERE THE EMPLOYEE IS ASSIGNED

Prime Sponsor: Representative Wallace

** Signed by the Governor*

- A school district must allow full-time certificated and classified school employees to enroll their children, if eligible, at a school in their district that provides early intervention or preschool services for special education students.
- A district may refuse enrollment of a nonresident student if the student has a record of prior discipline problems, a resident student would be displaced, or the district would experience a financial hardship.

2SHB 2598: REGARDING AN ONLINE MATHEMATICS CURRICULUM

Prime Sponsor: Representative Sullivan

** Signed by the Governor*

- The Superintendent of Public Instruction (SPI) must work with the State Board of Education to develop a Request for Proposal (RFP) to adapt an existing K-12 mathematics curriculum to align with the new mathematics standards. SPI must report the results of the RFP to the Governor and the Legislature.
- SPI must conduct a survey of school districts' math curriculum and report to the Legislature.

EHB 2607: REQUIRING THE PROFESSIONAL EDUCATOR STANDARDS BOARD TO CONVENE A WORK GROUP REGARDING ENGLISH LANGUAGE LEARNER STUDENTS

Prime Sponsor: Representative Santos

**EHB 2607 was not enacted but similar provisions are in E2SSB 6673.*

2SHB 2635: REGARDING SCHOOL DISTRICT BOUNDARIES AND ORGANIZATION

Prime Sponsor: Representative Quall

** Signed by the Governor*

- Prior to initiating a petition to transfer territory and change a school district's boundaries, a school district must notify the other school district and the affected residents, and hold a public hearing regarding the proposed transfer.
- The regional committees in each Educational Service District (ESD), which decides school district boundaries when the districts cannot agree on a transfer of territory, will be appointed by the ESD board instead of being elected by the directors of the school districts within the ESD.
- When making school district boundary decisions, the regional committees must consider the impacts of the Growth Management Act.

SHB 2679: CREATING PROGRAMS TO IMPROVE EDUCATIONAL OUTCOMES FOR STUDENTS IN FOSTER CARE

Prime Sponsor: Representative Roberts

(SSB 6454 Senator Tom)

** Signed by the Governor/partial veto*

- ~~The Puget Sound Educational Service District (ESD) must: (1) designate a foster care program supervisor to coordinate programs and services for students in foster care; and (2) create a grant program for local school districts to improve stability and educational outcomes for students in foster care. (PV)~~
- The Superintendent of Public Instruction must report annually to the Legislature on the educational experiences and progress of students in foster care.
- ~~The Department of Social and Health Services (DSHS) must fund two school district-based foster care recruitment pilots in one or more school districts. (PV)~~

**SSB 6453 is incorporated in its entirety into SHB 2679, as described below.*

- Education records of students who are the subject of child dependency cases must be transmitted to DSHS within two days after receiving DSHS's request.

2SHB 2722: CREATING AN ADVISORY COMMITTEE TO ADDRESS THE ACHIEVEMENT GAP FOR AFRICAN-AMERICAN STUDENTS

Prime Sponsor: Representative Pettigrew

** Signed by the Governor*

- The Center for the Improvement of Student Learning, located within the Office of the Superintendent of Public Instruction (SPI), must convene an advisory committee to craft a strategic plan to address the achievement gap for African-American students.
- The advisory committee will have five members appointed by the Speaker of the House, five members appointed by the President of the Senate, and five members appointed by the SPI.
- A report is due by December 1, 2008, with subsequent annual reports on progress in addressing the achievement gap for African-American students.

HB 2781: ENHANCING WASHINGTON STATE HISTORY AND GOVERNMENT COURSE REQUIREMENTS FOR HIGH SCHOOL GRADUATION

Prime Sponsor: Representative Wallace

(SB 6611 Senator Pridemore)

** Signed by the Governor*

- Beginning with the 2009-10 school year, school districts must ensure that any course in Washington State history and government offered to fulfill high school requirements includes Washington's commerce and place in a global economy, Washington's Constitution and politics, Washington geography, and Washington history and culture.

**SB 6908 is incorporated in part into HB 2781, as described below.*

- Educators are encouraged to incorporate the meaning and history of the Pledge of Allegiance into existing coursework on state politics. The Superintendent of Public Instruction must adopt rules to provide guidance.

HB 2804: ESTABLISHING AN ENDOWMENT FOR THE PROMOTION OF GEOGRAPHY EDUCATION

Prime Sponsor: Representative Schual-Berke

**HB 2804 was not enacted, but is incorporated in its entirety in E2SSB 6673.*

2SHB 2870: PROVIDING OPPORTUNITIES FOR PROFESSIONAL DEVELOPMENT FOR INSTRUCTIONAL ASSISTANTS

Prime Sponsor: Representative Liias

(SB 6640 Senator Rasmussen)

** Signed by the Governor*

- The Office of the Superintendent of Public Instruction, with classified school employees organizations, must develop and offer training for classified instructional assistants to maximize their effectiveness.

HB 3097: SPECIFYING AUTHORITY OF THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF EDUCATION

Prime Sponsor: Representative Quall

(SB 6715 Senator Tom)

** Signed by the Governor*

- By resolution, the State Board of Education may delegate duties to the Executive Director that are necessary to carry on the business of the board.

2SHB 3129: REGARDING ONLINE LEARNING PROGRAMS FOR HIGH SCHOOL STUDENTS TO EARN COLLEGE CREDIT

Prime Sponsor: Representative Schmick

** Signed by the Governor*

- The Office of the Superintendent of Public Instruction must compile information about online learning programs for high school students to earn college credit and place the information on its website.
- High schools must provide teachers, counselors, parents, and students with information regarding online learning programs.
- School districts must provide information to students about online courses available at institutions of higher education.

ESHB 3166: CONCERNING THE DESIGN OF THE STATE ASSESSMENT SYSTEM AND THE WASL

Prime Sponsor: Representative Sullivan

** Signed by the Governor*

- SPI must redesign the Washington Assessment of Student Learning (WASL) in all areas except writing and all grades except high school to shorten test administration.
- SPI must develop statewide end-of-course assessments (EOCs) for high school mathematics. Starting with the graduating class of 2014, the EOCs must be used as the high school mathematics assessment for graduation, in place of the mathematics WASL.

2SHB 3168: REGARDING THE CREATION OF THE WASHINGTON HEAD START PROGRAM

Prime Sponsor: Representative Goodman

** Signed by the Governor*

- Within existing funds, the Department of Early Learning (DEL) must develop a proposal for implementing a statewide Washington Head Start Program (Program). The Program should align the Early Childhood Education and Assistance Program (ECEAP) with the federal Head Start program.
- DEL must seek training or technical assistance from the regional Head Start office and consult with ECEAP providers on Indian reservations and tribal governments operating Head Start programs.
- DEL must make recommendations on specific issues, including how to periodically review the standards and guidelines of the Program, how the proposal will align with its current statutory duties, and any other options that may improve the quality of state-supported early learning programs.
- DEL must deliver its report to the Legislature by December 1, 2009.

SHB 3212: MONITORING AND ADDRESSING ACHIEVEMENT OF GROUPS OF STUDENTS

Prime Sponsor: Representative Santos

** Signed by the Governor*

- The Center for Improvement of Student Learning (CISL) must provide best practices research to help schools develop programs to meet the needs of students with disabilities.
- CISL and the Education Ombudsman must help schools identify strategies for improving the success rates of students with disabilities, with disproportionate academic achievement.
- OSPI's annual Washington Assessment of Student Learning report must include data that is disaggregated at least based on specified student groups, including students covered by Section 504 of the Federal Rehabilitation Act by the 2009-2010 school year.

ECONOMIC DEVELOPMENT, TRADE & MANAGEMENT

786-7409

SSB 5254: AUTHORIZING A GRANT PROGRAM FOR INDUSTRY SKILL PANELS

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- The Workforce Training and Education Coordinating Board (Board) is to award grants to establish and support industry skill panels which are to identify strategies and solutions addressing workforce skill needs.
- The Board is to report results annually to the Governor and the Legislature.

SSB 6195: MODIFYING THE DEFINITION OF RURAL COUNTY FOR ECONOMIC DEVELOPMENT PURPOSES

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The definition of rural counties in the Community Economic Revitalization Board (CERB), Rural Washington Loan Fund (RWLF), Associate Development Organization (ADO), and electric utility rural economic development revolving fund statutes are made consistent with the definition of rural counties used in the state's rural tax incentive programs.

SSB 6510: PROVIDING A FUNDING SOURCE TO ASSIST SMALL MANUFACTURERS IN OBTAINING INNOVATION AND MODERNIZATION EXTENSION SERVICES

Prime Sponsor: Senator Kastama

(HB 2914 Representative Linville)

** Signed by the Governor*

- The Washington Manufacturing Innovation and Modernization Extension Service program is created to be administered by the Department of Community, Trade and Economic Development (CTED). Under the program, small manufacturers, industry associations, or cluster associations may receive vouchers of up to \$200,000 per year to cover the costs of manufacturing extension services provided by a qualified manufacturing extension partnership affiliate such as Washington Manufacturing Services.
- The costs of the manufacturing extension services must be repaid.
- The manufacturing innovation and modernization account is created; its funds are to come from payments made by participants in the program and monies solicited by the Director of CTED.

2SSB 6626: CREATING A SALES AND USE TAX DEFERRAL PROGRAM FOR ELIGIBLE INVESTMENT PROJECTS IN COMMUNITY EMPOWERMENT ZONES

Prime Sponsor: Senator Kilmer

(SHB 3099 Representative Kelley)

** Signed by the Governor*

- If certain conditions are met, construction of corporate headquarters in a community empowerment zone qualifies for deferral of sales and use taxes that would normally be incurred in the course of the construction. To qualify, there is a minimum investment of \$30 million and a minimum hire of 300 full-time employees earning at least the average annual state wage.

- The deferred taxes need not be repaid if the recipient of the deferral continues to meet the eligibility requirements.

2SSB 6775: ADDRESSING THE DIGITAL LITERACY AND TECHNOLOGY TRAINING NEEDS OF LOW-INCOME AND UNDERSERVED AREAS THROUGH STATE SUPPORT OF COMMUNITY TECHNOLOGY PROGRAMS

Prime Sponsor: Senator Kauffman

**2SSB 6775 was not enacted, but its provisions were incorporated into E2SSB 6438 passed by the Water, Energy, and Telecommunications Committee.*

2SSB 6855: CONCERNING FUNDING FOR JOBS, ECONOMIC DEVELOPMENT, AND LOCAL CAPITAL PROJECTS

Prime Sponsor: Senator Kilmer

(HB 3266 Representative Liias)

** Signed by the Governor/partial veto*

- Modifies project eligibility, application requirements, prioritization factors, financial parameters, geographic targeting, and accountability requirements for the Community Economic Revitalization Board program.
- Repeals the Job Development Fund program and obsolete statutory provisions.

**E2SHB 3125 was not enacted, but substantially similar provisions are incorporated into 2SSB 6855 as described below.*

- Creates the Building Communities Fund Program in the Department of Community, Trade and Economic Development to make grants for acquiring, constructing, or rehabilitating nonresidential community services facilities.
- ~~Intent section and extraneous section.~~ (PV)

HB 2485: MODIFYING DEFINITIONS APPLICABLE TO LOCAL INFRASTRUCTURE FINANCING TOOL PROGRAM DEMONSTRATION PROJECTS

Prime Sponsor: Representative Fromhold

(SB 6196 Senator Pridemore)

**HB 2485 was not enacted, but its companion bill SB 6196 passed the Ways and Means Committee.*

E2SHB 3125: CREATING THE BUILDING COMMUNITIES FUND PROGRAM

Prime Sponsor: Representative Kenney

**E2SHB 3125 was not enacted, but the provisions are substantially similar to those in 2SSB 6855.*

SHB 3206: CONCERNING THE INFORMATION REQUIRED TO BE REPORTED IN THE ANNUAL ECONOMIC IMPACT REPORT ON LODGING TAX REVENUES

Prime Sponsor: Representative Kenney

(SB 6796 Senator Fraser)

** Signed by the Governor*

- Modifies the lodging tax revenue reporting provisions for local jurisdictions that use lodging tax revenues for activities and expenditures designed to increase tourism. Beginning with the 2008 calendar year, the report must also include tourism activities or facilities sponsored or owned by local jurisdictions.
- Local jurisdictions are no longer required to estimate the increase in sales and use tax attributable to tourism-related events and facilities.

FINANCIAL INSTITUTIONS & INSURANCE

786-7408

**SSB 5651: CHANGING THE CRITERIA FOR INVESTIGATING AND ASSESSING
PERFORMANCE IN MEETING COMMUNITY CREDIT NEEDS**

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- A new factor, participation in microenterprise development, is added to the assessment made by the Director of the Department of Financial Institutions when a bank's annual community reinvestment rating is determined.

**SB 6272: EXPANDING FINANCIAL LITERACY THROUGH EDUCATION AND COUNSELING
TO PROMOTE GREATER HOMEOWNERSHIP SECURITY**

Prime Sponsor: Senator Berkey

(HB 2829 Representative Kelley)

** Signed by the Governor*

- The Governor's task force on homeownership security issued its recommendations in December 2007, to help this state weather the mortgage crisis sweeping the rest of the country.
- To implement the task force's recommendations, the Department of Financial Institutions (DFI) must convene a working group and establish programs to provide pre- and post-purchase outreach, education, counseling, and support to prospective and current home owners.
- DFI is allotted \$1.5 million for 2008 and 2009 for these purposes.
- The bill is effective immediately.

**SSB 6317: REQUIRING THE PAYMENT OF INTEREST UPON FAILURE TO PAY DEATH
BENEFITS THAT ARE PAYABLE UNDER THE TERMS OF A GROUP LIFE
INSURANCE POLICY**

Prime Sponsor: Senator Berkey

** Signed by the Governor*

- When the payment of the proceeds of a group life insurance policy is delayed, interest is due from the insurance company to the beneficiary. This is similar to the interest provisions for individual life insurance.

ESB 6591: REGULATING INSURANCE PRODUCERS

Prime Sponsor: Senator Benton

** Signed by the Governor*

- Last session, SSB 5715 (Chapter 117, laws of 2007) changed the terms, insurance agent, broker, and solicitor, to the new term, producer.
- This year ESB 6591 changes the references to the old terms that are still in the code, to the new term, producer.

SB 6850: CREATING THE FINANCIAL FRAUD AND IDENTITY THEFT CRIMES INVESTIGATION AND PROSECUTION PROGRAM

Prime Sponsor: Senator Prentice

**SB 6850 is incorporated in its entirety into 2SHB 1273.*

ESHB 1031: CHANGING PROVISIONS CONCERNING ELECTRONIC DEVICES

Prime Sponsor: Representative Morris

** Signed by the Governor*

- Scanning another person's face or radio frequency identification device without that person's prior knowledge and consent, for the purpose of fraud, identity theft, or other illegal purpose, is a class C felony.

2SHB 1273: AUTHORIZING FRAUD ALERT NETWORKS

Prime Sponsor: Representative Roach

** Signed by the Governor*

**SB 6850 is incorporated in its entirety into 2SHB 1273, as described below.*

- The financial fraud and identity theft crimes investigation and prosecution program is created in the Department of Community, Trade and Economic Development.
- Two regional task forces, including representatives from local law enforcement communities, financial institutions, and the Attorney General must collaborate to acquire the resources needed to hire appropriate criminal justice personnel dedicated to addressing financial fraud and identity theft crimes.
- Funds to support the activities of the task forces come, in part, from surcharges on filings made with the Department of Licensing.

HB 2594: DISTRIBUTING THE INSURANCE COMMISSIONER'S EXAMINATION REPORTS

Prime Sponsor: Representative Kirby

(SB 6434 Senator Berkey)

** Signed by the Governor*

- Allows the Insurance Commissioner (Commissioner) to serve final orders on affected companies by certifiable electronic means.
- Allows the Commissioner to send copies of final orders to the personal e-mail accounts of directors of affected companies.

SHB 2770: ENACTING THE GOVERNOR'S HOMEOWNERSHIP SECURITY TASK FORCE RECOMMENDATIONS REGARDING RESPONSIBLE MORTGAGE LENDING AND HOMEOWNERSHIP

Prime Sponsor: Representative Kenney

(SB 6728 Senator Berkey)

** Signed by the Governor*

- The Governor's task force on homeownership security issued its recommendations in December 2007, to help this state weather the mortgage crisis sweeping the rest of the country.
- The task force's recommendations are enacted for loan disclosures, prohibitions on subprime loans, prohibitions on some mortgage prepayment penalties, prohibitions on steering, imposition of criminal penalties, definition of the mortgage broker's duty of care to the public, and pre-foreclosure sale notifications to the borrower.

HB 3011: SAFEGUARDING SECURITIES OWNED BY INSURERS

Prime Sponsor: Representative Loomis

** Signed by the Governor*

- The investments owned by insurance companies may be held by stock brokers and banks, using bookkeeping entry methods.

GOVERNMENT OPERATIONS & ELECTIONS

786-7432

E2SSB 5278: CONCERNING USE OF PUBLIC FUNDS TO FINANCE CAMPAIGNS FOR LOCAL OFFICE

Prime Sponsor: Senator Franklin

** Signed by the Governor*

- The prohibition against the use of public funds to finance political campaigns for local offices is removed.
- Before a local government may adopt public funding, the proposal must be submitted to the voters for approval or rejection. Only funds derived from local sources may be used.

SSB 5256: PROVIDING FOR THE EXCLUSION OF VETERANS BENEFITS FROM THE INCOME CALCULATION FOR THE RETIRED PERSON PROPERTY TAX RELIEF PROGRAM

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- Federal disability compensation and federal dependency and indemnity compensation awarded to disabled veterans may be deducted from the calculation of disposable income to qualify for the retired person property tax relief program.

SSB 6181: PROVIDING AN EMPLOYEE OF THE COUNTY LEGISLATIVE AUTHORITY MAY BE APPOINTED TO THE COUNTY CANVASSING BOARD

Prime Sponsor: Senator McDermott

(HB 2434 Representative Miloscia)

** Signed by the Governor*

- A chair of the county legislative body may designate an employee of the legislative body, who reports directly to the chair, to serve in his or her place on the county canvassing board in those counties with a population over 1 million.
- The chief of staff, legal counsel, clerk of the counsel, and policy staff director are employees of the legislative body.
- All designated members must take an oath of office and complete training on how to conduct elections and the corresponding duties and responsibilities.

SB 6271: CONCERNING THE COMPENSATION OF SPECIAL PURPOSE DISTRICT COMMISSIONERS

Prime Sponsor: Senator Hatfield

(HB 2619 Representative Simpson)

** Signed by the Governor*

- Commissioners of a water sewer district or of a public hospital district no longer need a resolution prior to receiving an increase in the per diem compensation.

SB 6447: ALLOWING UNPAID LEAVES OF ABSENCE FOR MILITARY PERSONNEL NEEDS

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- The Military Family Leave Act is established allowing an employee married to a military member of the U.S. Armed Forces, National Guard, or Reserves to take 15 days of unpaid leave while their spouse is on leave from a deployment or during the time the spouse receives official notification of an impending call or order to active duty up to deployment, during a period of military conflict.
- An employee who takes leave under the Military Family Leave Act is entitled to be restored to a position of employment and receive the same benefits an employee receives under the Family Leave Law.

**HB 1127 was not enacted, but the provisions are similar as described below.*

- The number of days a state or local officer or employee who is also a member of the Washington National Guard or Reserves is entitled for military leave of absence from employment is extended from 15 to 21 days each year.

SB 6464: ADDRESSING JUDICIAL DISTRICT POPULATION ESTIMATES

Prime Sponsor: Senator Fairley

(HB 2747 Representative Hunt)

** Signed by the Governor*

- The Office of Financial Management is no longer required to estimate and certify to the county legislative authority the population of each judicial district of each county.

ESSB 6570: REGARDING PRIVATE BUSINESS ACTIVITIES IN STATE-OWNED HOUSING PROVIDED BY THE DEPARTMENT OF FISH AND WILDLIFE OR THE PARKS AND RECREATION COMMISSION

Prime Sponsor: Senator Fairley

(HB 2957 Representative Hunt)

** Signed by the Governor*

- The Department of Fish and Wildlife and the Parks and Recreation Commission may approve business activity in state-owned housing for off-duty employees, their spouses and children.
- Written approval must be obtained by the agency director before conducting private business activity.
- Private business activity may not negatively impact the agency's operation.
- A state employee is presumed to not violate ethics laws if the employee, or the employee's spouse or child complies with provisions of the bill.

ESSB 6580: ADDRESSING THE IMPACTS OF CLIMATE CHANGE THROUGH THE GROWTH MANAGEMENT ACT

Prime Sponsor: Senator Marr

(HB 2797 Representative Simpson)

** Signed by the Governor/partial veto*

- The Department of Community, Trade and Economic Development (CTED) must develop and provide cities with a range of advisory climate change response methodologies, a computer modeling program, and estimates for greenhouse gas emissions by December 1, 2009.
- A local government global warming mitigation and adaptation pilot program is administered to no more than three counties and no more than six cities. The counties and cities are selected through a competitive process.
- ~~Emergency clause and null and void clauses.~~ (PV)

- CTED must consider positive and negative impacts to affordable housing, employment, transportation costs, and economic development that result from addressing the impacts of climate change at the local level when developing a climate change report.

SB 6677: CHANGING THE COMPOSITION OF THE BOARD OF DIRECTORS OF THE WASHINGTON MATERIALS MANAGEMENT AND FINANCING AUTHORITY

Prime Sponsor: Senator Fraser

(HB 3080 Representative Hunt)

** Signed by the Governor*

- The State Treasurer is removed as an ex officio member of the Washington materials management and financing authority board.

SB 6685: REGARDING THE ETHICAL USE OF E-MAIL FOR LEGISLATIVE UPDATES

Prime Sponsor: Senator Pflug

** Signed by the Governor*

- Legislators may provide constituents with electronic mail updates on legislative matters throughout session until 30 days after session concludes when a constituent requests such.

SB 6717: INCREASING PUBLIC UTILITY DISTRICT COMMISSIONER SALARIES

Prime Sponsor: Senator Hatfield

(HB 2606 Representative Simpson)

** Signed by the Governor*

- The salary of public utility commissioners in districts with annual total gross revenue of over \$15 million is increased by \$400 to \$1,400 per month. The board of commissioners may pass a resolution to increase the maximum rate of salary by \$500 to \$1,800 per month.
- The salary of public utility commissioners in districts with annual total gross revenue between \$2 million and \$15 million is increased by \$300 to \$1,000 per month. The board of commissioners may pass a resolution to increase the maximum rate of salary by \$400 to \$1,300 per month.
- Commissioners of other districts who serve without pay to pass a resolution may receive and increase compensation by \$200 to \$600 per month.

ESSB 6776: MODIFYING STATE WHISTLEBLOWER PROTECTIONS

Prime Sponsor: Senator Kline

(HB 3193 Representative Ormsby)

** Signed by the Governor*

- The definition of whistleblower is expanded to include an individual who in good faith reports or is perceived by the employer as reporting alleged improper governmental action to the state auditor or public official, initiating an investigation.
- The auditor has the sole authority to investigate allegations of improper governmental activities made by a whistleblower to any public official. A public official receiving a report must submit a record of that report to the auditor within 15 business days of receiving it.
- Governmental employees must be provided annual notice of their rights under the whistleblower protection act. Such reminders may be in agency internal newsletters, notices included in paychecks, email notices, or other such means that are both cost effective and reach all employees of the agency, division, or subdivision.

ESB 6950: PROVIDING A LIMITED WAIVER OR SUSPENSION OF STATUTORY OBLIGATIONS DURING OFFICIALLY DECLARED EMERGENCIES

Prime Sponsor: Senator Brown

** Signed by the Governor*

- During a state of emergency, the Governor may waive statutory obligations or limitations in the areas of liability for the following: participation in interlocal agreements; inspection fees; applications for family emergency assistance; various regulatory requirements of the Utilities and Transportation Commission; tax due dates and categories; and medical, industrial, and business uses of alcohol.

HB 1127: EXTENDING MILITARY LEAVES FOR PUBLIC EMPLOYEES

Prime Sponsor: Representative Morrell

**HB 1127 was not enacted, but the provisions are similar as described in SB 6447.*

HB 1149: ELIMINATING ADVANCE PROPERTY TAX PAYMENTS FOR BINDING SITE PLANS

Prime Sponsor: Representative O'Brien

** Signed by the Governor*

- An advanced property tax deposit no longer has to be paid to the county treasurer in order to record a binding site plan.
- For binding site plans, the assessor must ascertain the true and fair value of each divided lot, and assess each lot no later than the calendar year following its recording.

HB 1391: CLARIFYING THAT COUNCIL MEMBERS ARE ELIGIBLE TO BE APPOINTED TO THE OFFICE OF MAYOR

Prime Sponsor: Representative Eddy

** Signed by the Governor*

- In second class cities, towns, and Optional Municipal Code cities an incumbent council member is eligible to be appointed to fill a vacancy in the office of mayor.

SHB 1421: MODIFYING ADDRESS CONFIDENTIALITY PROGRAM PROVISIONS

Prime Sponsor: Representative Green

(SB 5409 Senator Fairley)

** Signed by the Governor*

- The term "stalking" is defined.
- If requested by a law enforcement agency, the Secretary of State may make a participant's file available to the law enforcement agency if the participant did not indicate that the perpetrator of the domestic violence, sexual assault, or stalking was a law enforcement employee.
- A court order for the release of participant information is only allowed upon a probable cause finding that the disclosure is legally necessary.

3SHB 1741: TRANSFERRING THE ORAL HISTORY PROGRAM FROM THE SECRETARY OF STATE TO THE LEGISLATURE

Prime Sponsor: Representative Hunt

** Signed by the Governor/partial veto*

- The Oral History Program is divided between the Secretary of State and the Legislature thereby creating two separate programs, the Washington State Legacy Project and the Legislative Oral History Program.

- The employee positions assigned to performing the powers, functions, and duties of the Oral History Program are not transferred.
- The Oral History Advisory Committee is renamed the Legislative Oral History Committee.
- Candidates occupying more than one position in multiple branches of the government will have their interview conducted according to the last position held.
- ~~Null and void.~~ (PV)

**HB 2448: CHANGING THE TIME FRAME COVERED BY THE TWENTY-ONE DAY
PRE-ELECTION CAMPAIGN FINANCE REPORT**

Prime Sponsor: Representative Hunt

(SB 6186 Senator Fairley)

** Signed by the Governor*

- The report filed 21 days prior to an election must report all contributions received and expenditures made as of one business day before the date of the report.

EHB 2459: CREATING THE UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT

Prime Sponsor: Representative Kelley

** Signed by the Governor*

- A new chapter is added adopting the provisions of the Uniform Real Property Electronic Recording Act (URPERA) creating definitions, standards, and procedures necessary for electronic recording. Any existing information may be converted into electronic form.
- The Secretary of State is required to create an E-Recording Standards Commission to review electronic recording standards and make recommendations.

**SHB 2482: ADDRESSING THE SIGNATURE VALIDATION PROCESS FOR PETITIONS THAT
SEEK ANNEXATION**

Prime Sponsor: Representative Moeller

(SB 6240 Senator Fairley)

** Signed by the Governor*

- When a petition seeks annexation, any officer of a corporation owning land within the area involved who is duly authorized to execute deeds or encumbrances on behalf of the corporation, may sign under oath on behalf of the corporation.
- If an officer signs the petition, the officer must attach an affidavit stating that the person is duly authorized to sign the petition on behalf of such corporation.

**SHB 2575: FORMING A TECHNICAL ADVISORY GROUP ON FIRE SPRINKLER SYSTEMS IN
PRIVATE RESIDENCES**

Prime Sponsor: Representative Simpson

** Signed by the Governor*

- The State Building Code Council (Council) is required to form an advisory group to research issues, barriers, and incentives relating to the installation of fire sprinkler systems in private residences.
- The Council must develop recommendations for removing barriers and report the group's findings to the Legislature by January 15, 2009.

SHB 2580: CONCERNING PAYDATES FOR EMPLOYEES PARTICIPATING IN STATE ACTIVE MILITARY DUTY

Prime Sponsor: Representative Hurst

(SB 6814 Senator Rasmussen)

** Signed by the Governor*

- National Guard and Washington State Guard members who are called to participate in state active duty must be paid within seven days after the duty has ended or within seven days after the end of the pay period, determined by which event occurs first.
- The change applies only to pay received from the Military Department for state active duty.

E2SHB 2624: CONCERNING HUMAN REMAINS

Prime Sponsor: Representative McCoy

(SB 6521 Senator McDermott)

** Signed by the Governor*

- Establishes statutory guidelines and procedures for inadvertent discoveries of skeletal human remains.
- Requires the Department of Archeology and Historic Preservation (DAHP) to develop and maintain a centralized database of all known cemeteries and known sites of burials of human remains in Washington.
- Creates the position of the State Physical Anthropologist in the DAHP to assist local governments in making determinations on the status of skeletal human remains; and to provide excavation services to private landowners, as well as removal and reinterment when necessary.

2SHB 3104: EXPANDING RIGHTS AND RESPONSIBILITIES FOR DOMESTIC PARTNERSHIPS

Prime Sponsor: Representative Pedersen

(SSB 6716 Senator Murray)

** Signed by the Governor*

- Procedures for dissolution apply to domestic partners. Child support, maintenance, and parenting plan obligations, and procedures for enforcing such orders, apply to domestic partners.
- Property of domestic partners are subject to community property, which applies from the date of the parties' registration. A domestic partner's property is obligated to family expenses and education of the children.
- Property assigned from one domestic partner to another under a dissolution decree is exempt from real estate excise tax.
- To terminate a domestic partnership, a domestic partner must file a petition for dissolution in superior court and follow the same procedures applicable to dissolution of marriages. Once per month, the State Registrar of Vital Statistics must submit a list of persons who have dissolved their domestic partnerships to the Secretary of State.

HB 3200: ESTABLISHING A CEMETERY DISTRICT IN A COUNTY

Prime Sponsor: Representative Schmick

** Signed by the Governor*

- A proposed cemetery district petition must be signed by no less than 10 percent of the registered voters that reside within the boundaries of the proposed district.
- A county legislative authority may provide a ballot proposition to create a cemetery district. The ballot proposition must designate the boundaries of the proposed district or describe the lands to be included in the proposed district.
- The ballot proposition must be submitted to the voters residing within the proposed district.

2SHB 3274: ADDRESSING PUBLIC CONTRACTING BY PUBLIC PORT DISTRICTS

Prime Sponsor: Representative Simpson

** Signed by the Governor*

- Clarifies the applicability of public works competitive contracting provisions to public port districts. Requires that a port district commission establish by resolution the conditions under which competitive bid requirements may be waived.
- Creates a personal services competitive solicitation chapter for public port districts to cover consultant services and other personal services that must be procured by port districts.
- Requires port districts procuring public consultant planning services related to a facility outside the port district's jurisdictional boundaries to make available to the public in the affected area information regarding the development and activities on the site.
- Clarifies that the wilful and intentional violation of procurement procedures for public work consultant services will result in a civil penalty of not less than \$300 and may lead to liability, jointly and severally, for all consequential damages to a municipal corporation.

HEALTH & LONG-TERM CARE

786-7456

ESSB 5261: GRANTING THE INSURANCE COMMISSIONER THE AUTHORITY TO REVIEW INDIVIDUAL HEALTH BENEFIT PLAN RATES

Prime Sponsor: Senator Keiser

(HB 1234 Representative Schual-Berke)

** Signed by the Governor*

- Provides authority for the Insurance Commissioner (Commissioner) to disapprove rate filings for individual health benefit products if the premium rates are unreasonable in relation to the benefits.
- Rates modified after July 1, 2008, may not be used until 60 days after they are filed with the commissioner. If the rates are not disapproved within 60 days, they are deemed approved.
- A sliding-scale loss-ratio requirement, for the calculation of the insurance remittance, is linked to the percentage of people that were declined coverage.
- The Office of the Insurance Commissioner (Commissioner) must explore the feasibility of entering a multistate compact for individual health coverage, and report to the Legislature by December 1, 2008.
- The Commissioner's authority to disapprove rates expires January 1, 2012.

2SSB 5596: REQUIRING FAIR PAYMENT FOR CHIROPRACTIC SERVICES

Prime Sponsor: Senator Franklin

(HB 1631 Representative Curtis)

** Signed by the Governor/partial veto*

- A health carrier may not pay chiropractors less than it pays other types of licensed health professionals using the same physical medicine and rehabilitation codes or evaluation and management codes.
- ~~The Insurance Commissioner will contract for an evaluation of the impact of this act, with a report due to the Legislature by January 1, 2012. (PV)~~
- The bill expires June 30, 2013.

2SSB 6220: ALLOWING THE DELEGATION OF NURSING TASKS TO CARE FOR PERSONS WITH DIABETES

Prime Sponsor: Senator Keiser

**2SSB 6220 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

SB 6267: REPEALING RCW 18.79.255

Prime Sponsor: Senator Keiser

(HB 2497 Representative Green)

** Signed by the Governor*

- The limit on Advanced Registered Nurse Practitioners dispensing a maximum of a 72-hour supply of Schedule II-IV controlled substances is eliminated.

ESSB 6333: ESTABLISHING A CITIZENS' WORK GROUP ON HEALTH CARE

Prime Sponsor: Senator Keiser

** Signed by the Governor*

- The Legislature must contract with a consultant to complete an economic analysis of five health reform proposals, with results presented to the Governor and Legislature by December 15, 2008, and the work group (upon formation).

- After January 30, 2009, the Governor must appoint 9 citizens and 4 Legislators to the Citizens' Work Group on Health Care Reform (work group) to review the proposal evaluations and engage in a public process that may include public forums, meetings with community leaders or other interested individuals and organizations, and web-based communications.
- The work group must submit a report and recommendations to the Governor and Legislature by November 1, 2009.

SB 6421: PROVIDING MEDICAL COVERAGE FOR SMOKING CESSATION PROGRAMS

Prime Sponsor: Senator Pridemore

** Signed by the Governor*

- The Department of Social and Health Services (department) must provide a smoking cessation benefit for the medical assistance program that includes smoking cessation counseling services, as well as prescription and nonprescription products.
- The department must track per-capita expenditures for a cohort of clients that receive smoking cessation benefits, and submit a cost-benefit analysis to the Legislature by January 1, 2012.

SSB 6439: CONCERNING RADIOLOGIST ASSISTANTS

Prime Sponsor: Senator Spanel

(HB 2513 Representative Morris)

** Signed by the Governor*

- A new certification is created for radiology assistants which will require new education and examination standards.

SSB 6457: MODIFYING DISCLOSURE PROVISIONS UNDER THE ADVERSE HEALTH EVENTS AND INCIDENT REPORTING SYSTEM

Prime Sponsor: Senator Keiser

(HB 2670 Representative Campbell)

** Signed by the Governor*

- Notification of an adverse event is not exempt from public disclosure under the Public Records Act and must include context information if the medical facility chooses to provide it.

SSB 6458: CONCERNING REGULATION OF HEALTH PROFESSIONALS

Prime Sponsor: Senator Keiser

(HB 2883 Senator Keiser)

**SSB 6458 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

SB 6506: ESTABLISHING A MEDICAL QUALITY ASSURANCE COMMISSION PILOT PROJECT

Prime Sponsor: Senator Marr

(HB 2906 Representative Hinkle)

**SB 6506 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

SB 6739: GRANTING AUTHORITY TO PSYCHIATRIC ADVANCED REGISTERED NURSE PRACTITIONERS

Prime Sponsor: Senator Franklin

(HB 3018 Representative Green)

** Signed by the Governor*

- Advanced registered nurse practitioners are permitted to admit a patient to a hospital, and to provide opinions or testimony in certain settings related to involuntary treatment.

SSB 6765: CONCERNING THE WASHINGTON STATE HEALTH INSURANCE POOL

Prime Sponsor: Senator Parlette

**SSB 6765 is incorporated in part into SSB 6583 (see Human Services Section).*

SSB 6807: RESTRICTING LONG-TERM CARE FACILITIES

Prime Sponsor: Senator Kastama

(SHB 3204 Representative Morrell)

** Signed by the Governor/partial veto*

- Boarding homes that voluntarily withdraw from their Medicaid contracts may not discharge residents who were on Medicaid on the day of withdrawal from the contract. Residents who have been paying privately for two years, and would become Medicaid eligible within 180 days of the date of withdrawal, may not be discharged due to withdrawal from their Medicaid contract.
- ~~All long-term care facilities must fully disclose in writing to residents and potential residents the facility policy on accepting Medicaid as a payment source.~~ (PV)

SB 6837: INCREASING THE MEMBERSHIP OF THE PRESCRIPTION DRUG ASSISTANCE FOUNDATION

Prime Sponsor: Senator Brown

** Signed by the Governor*

- Membership of the prescription drug assistance foundation board of directors is increased from five members to eleven.

SJM 8028: REQUESTING THAT THE PRESIDENT AND CONGRESS SUPPORT THE PARTICIPATION OF TAIWAN IN THE WORLD HEALTH ORGANIZATION

Prime Sponsor: Senator Shin

- Requests the President, Congress, and others support the participation of Taiwan in the World Health Organization in a meaningful and appropriate way.

4SHB 1103: INCREASING THE AUTHORITY OF REGULATORS TO REMOVE HEALTH CARE PRACTITIONERS WHO POSE A RISK TO THE PUBLIC

Prime Sponsor: Representative Campbell

** Signed by the Governor/partial veto*

**SSB 6458 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

**SB 6506 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

**HB 2883 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

- The Secretary of the Department of Health is given additional authority over cases of sexual misconduct, summary suspension, and application denial. Use of criminal history information, background checks,

and sanctions for unprofessional conduct is expanded. Creates pilot projects for selected commissions to have increased authority over budget and staffing.

- ~~Emergency clause.~~ (PV)

2ESHB 1637: CREATING THE REVISED UNIFORM ANATOMICAL GIFT ACT

Prime Sponsor: Representative Hinkle

(ESB 5657 Senator Keiser)

** Signed by the Governor*

- The 2006 Uniform Anatomical Gift Act is amended to regulate the donation of, or refusal to donate, bodies, or body parts for transplantation, therapy, research, or education.
- Changes are made regarding who may be donors; how gifts may be revoked; where evidence of gifts are provided for; and how coroners and medical examiners may be involved.

HB 2283: CONCERNING THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE PERFORMANCE REVIEWS OF THE HOME CARE QUALITY AUTHORITY

Prime Sponsor: Representative Hunter

** Signed by the Governor*

- The Joint Legislative Audit and Review Committee will only do two reviews of the Home Care Quality Authority. The second review is due in December 2009.

SHB 2431: REGARDING CORD BLOOD BANKING

Prime Sponsor: Representative Morris

** Signed by the Governor*

- Information about the risks and benefits of cord blood banking must be provided to pregnant women before their third trimester. Cord blood banks must be properly accredited and provide information about their facility to consumers.

SHB 2475: REGARDING THE SCOPE OF PRACTICE OF HEALTH CARE ASSISTANTS

Prime Sponsor: Representative Cody

(SB 6334 Senator Franklin)

** Signed by the Governor*

- Health care assistants are given authority to administer Food and Drug Administration approved vaccines by injection, orally or topically.
- Physician assistants are added to the list of those health care practitioners who can delegate authority to a health care assistant.

2SHB 2537: MODIFICATIONS TO THE HEALTH INSURANCE PARTNERSHIP ACT

Prime Sponsor: Representative Cody

** Signed by the Governor*

- Implementation of the Health Insurance Partnership (HIP) is delayed to 2009.
- Small employer groups eligible for the HIP must attest that they currently do not offer coverage, and that at least 50 percent of their employees are low-wage.
- The HIP Board may offer up to 5 benefit plans from the small group insurance market, ranging from a high deductible with a health savings account option to comprehensive coverage.
- Low-income employees and their dependents may apply for a premium subsidy.

- Premium assistance for children should be coordinated with the medical assistance employer-sponsored insurance program to maximize federal funding where available.
- It is clarified that the administrative surcharge allowed on the HIP products is not part of the insurance premium for community rating of small group market products, and that the surcharge will be determined after any state funding that may be provided to support the administrative cost.

E2SHB 2549: ESTABLISHING A PATIENT-CENTERED PRIMARY CARE COLLABORATIVE PROGRAM

Prime Sponsor: Representative Seaquist

(SB 6282 Senator Keiser)

** Signed by the Governor*

- Establishes a pilot medical home collaborative program for primary care practices that will focus on helping primary care practice settings develop core components necessary to adopt a medical home model.
- The Department of Health will report on the progress and outcomes of the pilot project in January 2009 and December 2011.
- The Health Care Authority must develop reimbursement mechanisms to reward primary care providers participating in the medical home collaborative.
- The Health Care Authority and the Department of Social and Health Services must expand their assessment of reimbursement changes to include Medicare and other federal, state, and private insurance payors. Recommendations are due January 2009.

SHB 2560: DEFINING SMALL EMPLOYERS FOR PURPOSES OF HEALTH INSURANCE COVERAGE

Prime Sponsor: Representative VanDeWege

** Signed by the Governor*

- The insurance definition of small employer is modified to reflect the federal definition in the Employee Retirement Income Security Act (ERISA), requiring a group to have at least two but not more than 50 employees in the previous calendar year, and to have employed at least two employees on the first day of the plan year.
- The definition of employee of a small employer is modified to reflect the federal definition in ERISA.

SHB 2666: ESTABLISHING STANDARDS FOR LONG-TERM CARE INSURANCE

Prime Sponsor: Representative Morrell

(SB 6364 Senator Marr)

** Signed by the Governor*

- Adopts the National Association of Insurance Commissioners model long-term care insurance act for all policies sold on or after January 1, 2009.
- New policies will have enhanced consumer protections, and the model language will allow the sale of life insurance policies that include long-term care insurance riders and the sale of partnership policies.

E2SHB 2668: CONCERNING LONG-TERM CARE

Prime Sponsor: Representative Morrell

(2SSB 6222 Senator Keiser)

** Signed by the Governor/partial veto*

**HB 2789 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

**2SSB 6220 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

**HB 2937 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

- Programs are expanded that will assist families and other unpaid care-givers, and the frail and elderly under their care. These increased services include respite care, information, and counseling. A senior dental access project is authorized, and a statewide senior falls prevention program is expanded.
- Area agencies on aging are directed to work with local communities to help plan for an aging demographic.
- Nurse delegation is expanded to allow registered nurses to delegate the administration of insulin by injection to diabetic patients.
- ~~Provides for access that include long term care planning and access to public and private community-based services. (PV)~~
- ~~Authorizes a grant program to establish more adult day centers. (PV)~~

2SHB 2674: MODIFYING CREDENTIALING STANDARDS FOR COUNSELORS

Prime Sponsor: Representative Barlow

(SSB 6456 Senator Keiser)

** Signed by the Governor*

- Incorporates some of the recommendations contained in the report of the Registered Counselor Work Group, November, 2007, and the Performance Audit Report of the Health Professions Quality Assurance office of the Department of Health completed in August, 2007, by the Washington State Auditor.
- The credential of registered counselor is abolished and replaced by certified counselor and certified adviser. Private practice counseling is defined for these two credentials.

HB 2789: EXPANDING ADULT DAY CARE SERVICES.

Prime Sponsor: Representative Rolfes

**HB 2789 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

SHB 2859: ESTABLISHING NEW REQUIREMENTS FOR LICENSING MASSAGE THERAPISTS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- The Department of Health must create an inactive credential for massage practitioners that wish to be inactive and not practice massage in Washington.
- The inactive credential may be reinstated if the practitioner meets the requirements of the Washington State Board of Massage, including continuing education requirements.

SHB 2881: CONCERNING THE PRACTICE OF DENTISTRY

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

- Dentists may apply for a license to practice in Washington if they have at least four years of experience practicing dentistry in another state, and have completed a one-year post-doctoral residency program approved by the Dental Quality Assurance Commission (Commission).
- The Commission must recommend licensing standards for foreign-trained dentists by November 2009.

HB 2883: IMPROVING PATIENT SAFETY THROUGH INCREASED REGULATION OF HEALTH PROFESSIONALS

Prime Sponsor: Representative Green

(SSB 6458 Senator Keiser)

**HB 2883 was not enacted, but the provisions are substantially similar to those in 4SHB 1103.*

HB 2937: PROVIDING FOR VULNERABLE ADULT FATALITY REVIEW

Prime Sponsor: Representative Moeller

(SB 6491 Brandland)

**HB 2937 was not enacted, but the provisions are substantially similar to those in E2SHB 2668.*

HB 3088: LIMITING THE SCOPE OF CHAPTER 18.260 RCW OVER CERTAIN DENTAL ASSISTANT AND EDUCATION AND TRAINING PROGRAMS

Prime Sponsor: Representative Cody

** Signed by the Governor*

- Students in dental assistant education or training programs are exempt from regulatory requirements for dental assistants. Specific education and training programs are exempt, and the Dental Quality Assurance Commission (Commission) may approve additional programs.
- The Commission must write rules for volunteer dental assistants providing services under the supervision of licensed dentists in charitable dental clinics.

E2SHB 3123: ESTABLISHING EVIDENCE-BASED NURSE STAFFING IN HOSPITALS

Prime Sponsor: Representative Morrell

(SSB 6734 Senator Franklin)

** Signed by the Governor*

- A nurse staffing committee is established in each hospital by September 1, 2008, to develop and oversee patient care unit and shift-based staffing plans.
- Washington State University and the University of Washington William D. Ruckelhaus Center will serve as resources for identifying and applying best practices in patient safety and nurse staffing.

HIGHER EDUCATION

786-7415

SSB 5104: EXPANDING THE APPLIED BACCALAUREATE DEGREE PILOT PROGRAM

Prime Sponsor: Senator McAuliffe

(SHB 1885 Representative Goodman)

** Signed by the Governor*

- By February 2008, the State Board for Community and Technical Colleges selects up to three additional colleges to develop and offer programs of study leading to an applied baccalaureate degree. At least one must be a technical college.

SB 6187: CREATING THE FOOD ANIMAL VETERINARIAN CONDITIONAL SCHOLARSHIP PROGRAM

Prime Sponsor: Senator Shin

(HB 2432 Representative Haigh)

** Signed by the Governor*

- The food animal veterinarian conditional scholarship program is created. Recipients must be registered for at least six credit hours, making satisfactory academic progress, have declared a major in veterinary medicine, and have declared an intention to practice veterinary medicine in Washington emphasizing food animal medicine.
- The scholarship includes resident tuition and fees at the Washington State University College of Veterinary Medicine, and the cost of room, board, laboratory fees and supplies, and books for up to five years.
- A recipient must repay the amount of the conditional scholarship, with interest, if the recipient fails to be employed as a food animal veterinarian in Washington a year for each year of scholarship received.

SB 6261: REQUIRING THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD TO RESEARCH AND EVALUATE WORK AND LEARNING PROGRAMS FOR ADULT YOUTH

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- In cooperation with the operating agencies of the state training system and private career schools and colleges, the Workforce Training and Education Coordinating Board conducts research into and evaluates programs and training systems designed to provide comprehensive work and learning programs for adult youth between the ages of 18 and 24 years of age.
- The research results are reported by November 2008 and every two years thereafter.

ESSB 6295: CREATING WORKPLACE-BASED ELECTRONICALLY DISTRIBUTED LEARNING OPPORTUNITIES

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

**E2SHB 3306 was not enacted, but the provisions are partially incorporated in ESSB 6295.*

- The Workforce Training and Education Coordinating Board (WTECB) selects up to 8 institutions, including at least 4 community or technical colleges, who apply to develop and offer pilot projects providing employer workplace-based educational programs with distance learning components. By

September 2008, the WTECB selects employers, using established criteria. The pilot program is funded using a matching fund strategy and is evaluated by December 1, 2012.

- The WTECB identifies and evaluates current national private employer workplace-based educational programs with distance learning components provided by public higher education institutions and results of the study are reported to the Legislature by December 1, 2008.
- A workgroup studies electronically distributed learning including open course materials and digital open textbooks.

SSB 6328: ENHANCING CAMPUS SECURITY

Prime Sponsor: Senator Kohl-Welles

(HB 2648 Representative Wallace)

** Signed by the Governor*

- Each college makes available to students, faculty, and staff a campus safety plan with specified information.
- Each college enters into a memoranda of understanding that outlines institutional and local jurisdiction responsibilities during campus emergencies. Colleges also enter into mutual aid agreements with local jurisdictions regarding equipment and technology sharing.
- A specific individual must be designated for monitoring and coordinating the institutions compliance with the campus safety laws.
- By October 2008, each college submits a self-study, assessing its ability to ensure campus safety and an evaluation of the institution's ability to provide an appropriate level of mental health services; plans to address unmet safety needs of each campus must also be submitted. Every two years, each college submits updated safety plans.

ESSB 6371: REGARDING TUITION AND FEE WAIVERS FOR VETERANS' FAMILIES

Prime Sponsor: Senator Hewitt

** Signed by the Governor*

- It is clarified that the qualifying disability or loss of life must be a result of serving in active military service rather than while engaged in military service. "Totally disabled" means that a person has been determined to be 100 percent disabled by the federal Department of Veterans Affairs.
- If a death results from a total disability, the surviving spouse has ten years from the date of death in which to receive the waiver.
- It is clarified that "fees" include all assessments for costs incurred as a condition of a student's full participation in coursework and related activities.
- Students receiving the waivers may attend full- or part-time, but in no case, may the waivers exceed 200 quarter credits or the semester equivalent.

ESSB 6730: REGARDING CHILD CARE AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Senator Kilmer

**ESSB 6730 was not enacted, but the provisions are substantially similar to those in SHB 2582.*

SSB 6804: PROVIDING GRANTS TO COMMUNITY COLLEGES FOR LONG-TERM CARE WORKER TRAINING

Prime Sponsor: Senator Kilmer

(HB 3039 Representative Kelley)

** Vetoed by the Governor*

- ~~The State Board for Community and Technical Colleges allocates competitive grants to up to four community college pilot sites for the delivery of training and workforce development for long-term care workers.~~
- ~~Community colleges must be located in a county with a population of 200,000 or more, with priority given to colleges with existing allied health care programs and demonstrated commitments to the pilots by community partners.~~
- ~~Funds can be used to renovate or expand current facilities, acquire land and facilities, or accommodate programs that provide long-term care settings.~~
- ~~The pilot program expires on July 1, 2015. (Vetoed in its entirety)~~

2SHB 2507: EXPANDING THE STATEWIDE FIRST RESPONDER BUILDING MAPPING INFORMATION SYSTEM TO HIGHER EDUCATION FACILITIES

Prime Sponsor: Representative O'Brien

** Signed by the Governor*

- The Washington State Patrol and the Washington Association of Sheriffs and Police Chiefs must complete a needs analysis and fiscal impact study of adding 4-year college campuses to the Statewide First Responder Building Mapping Information System.
- The study must include: (1) an assessment of all public and independent colleges and universities emergency and critical incident plans; (2) an evaluation of the potential risks associated with individual types of buildings on all campuses and recommended buildings that are a high priority for addition to the system; (3) a financial analysis and timeline associated with adding priority campus buildings to the system; and (4) an assessment of campus emergency notification systems or devices.

SHB 2582: REGARDING CHILD CARE AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Roberts

** Signed by the Governor*

**ESSB 6730 was not enacted, but the provisions are substantially similar to those in SHB 2582.*

- Child care grants at institutions of higher education are awarded on a competitive or matching basis.
- The grants are proportionally distributed based on the financial support for child care received from the student government associations.
- The student government associations may solicit funds from private organizations and through targeted fund raising campaigns, as part of its financial support for child care programs.

EHB 2641: CREATING A PILOT PROGRAM TO TEST PERFORMANCE AGREEMENTS AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Jarrett

** Signed by the Governor*

- Beginning in 2008 performance agreements are pilot-tested with the public four-year institutions of higher education over a six-year period.

- A State Performance Agreement Committee is created. Each institution forms a performance agreement negotiating team that develops a preliminary draft and shares the plan with the state committee. The state committee and institutions collaboratively develop final agreements for consideration in the 2009-11 budget. The process of performance agreement revision is repeated with each subsequent budget that is enacted.
- If the Legislature affirms a budget proviso in alignment with the agreements, the agreements are in effect from July 1, 2009, through June 30, 2015.
- The Joint Legislative Audit and Review Committee conducts an evaluation of the pilot program.

E2SHB 2783: REGARDING TRANSFER AND ARTICULATION BETWEEN INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Wallace

** Vetoed by the Governor*

- ~~The Higher Education Coordinating Board (HECB) convenes a work group to develop a list of rights guaranteed to students who have earned a degree under a direct transfer agreement. The work group also develops a system of identification for generally transferrable courses.~~
- ~~The HECB establishes a work group to monitor the progress and success of transfer students.~~
- ~~The HECB convenes a work group to develop a detailed plan for developing and implementing a statewide web-based academic planning tool. (Vetoed in its entirety)~~

ESSB 3306: CREATING WORKPLACE-BASED ELECTRONICALLY DISTRIBUTED LEARNING OPPORTUNITIES REGARDING ELEARNING AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Wallace

**E2SHB 3306 was not enacted, but the provisions are partially incorporated in ESSB 6295.*

ESHCR 4408:REQUESTING APPROVAL OF THE STATEWIDE STRATEGIC MASTER PLAN FOR HIGHER EDUCATION

Prime Sponsor: Representative Wallace

(SCR 8412 Senator Kilmer)

- The House of Representatives and the Senate approve the statewide strategic master plan, subject to inclusion of six additional legislative recommendations in the final plan.
- The Higher Education Coordinating Board (HECB) must work with relevant stakeholders to collaboratively refine the strategies and next steps required for implementation of the plan. By February 1, 2009, the HECB submits a report to the higher education committees on progress implementing the plan.

HUMAN SERVICES & CORRECTIONS

786-7414

ESSB 5959: PROVIDING ASSISTANCE TO HOMELESS INDIVIDUALS AND FAMILIES

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Creates the Transitional Housing Operating and Rent (THOR) program in the Department of Community, Trade and Economic Development to provide grants to eligible organizations to assist homeless individuals and families secure and retain affordable housing.
- Housing assistance may include rental assistance, including security deposits and moving expenses; case management services designed to help the client move toward self-sufficiency; operating expense subsidies for transitional housing facilities that serve homeless families with children; and administrative costs of the grantee organizations.

2SSB 6206: CONCERNING AGENCY REVIEWS AND REPORTS REGARDING CHILD ABUSE, NEGLIGENCE, AND NEAR FATALITIES

Prime Sponsor: Senator Zarelli

** Signed by the Governor*

- If a fatality occurs as the result of apparent abuse by the child's parent or caretaker, the Child Fatality Review (CFR) must be comprised of individuals who have had no involvement in the child's case.
- The Department of Social and Health Services (DSHS) must create a public web site where all CFR reports are to be posted and maintained.
- OFCO must review a sample of child abuse and neglect referrals made by mandated reporters to DSHS during 2006 and 2007 and report to the Legislature by June 30, 2009, on its findings.

**SB 6209 was not enacted, but the provisions are substantially similar to those in 2SSB 6206, as described below.*

- DSHS must promptly notify the Office of the Family and Children's Ombudsman (OFCO) when a report of child abuse or neglect constitutes the third founded report on the same child or family within a 12 month period.

**SB 6207 is incorporated in its entirety into 2SSB 6206, as described below.*

- DSHS must promptly notify a dependent child's guardian ad litem when it receives a report of child abuse or neglect on the child. DSHS must also notify the guardian ad litem of the disposition of the report.

SB 6207: REQUIRING NOTIFICATION OF A CHILD'S GUARDIAN AD LITEM OF ALLEGATIONS OF ABUSE OR NEGLIGENCE

Prime Sponsor: Senator Zarelli

**SB 6207 is incorporated in its entirety into 2SSB 6206.*

SB 6209: REQUIRING NOTIFICATION OF OFFICE OF FAMILY AND CHILDREN'S OMBUDSMAN IN CASES INVOLVING MULTIPLE REPORTS OF CHILD ABUSE OR NEGLIGENCE

Prime Sponsor: Senator Zarelli

**SB 6209 was not enacted, but the provisions are substantially similar to those in 2SSB 6206.*

SSB 6244: ADDRESSING THE HOUSING OF OFFENDERS WHO VIOLATE COMMUNITY CUSTODY

Prime Sponsor: Senator Carrell

** Signed by the Governor*

- The Department of Corrections (DOC) must analyze the capacity throughout the state to confine offenders who violate the terms of their supervision and make recommendations for future capacity to house those offenders.
- DOC must consider the need to decrease reliance on local jails as well as the costs and benefits of developing a treatment center for offenders who violate supervision.
- If DOC recommends locating new violator facilities, local land use processes must be followed.
- Results must be reported to the Governor and the Legislature by November 15, 2008.

SSB 6306: PROVIDING AN ADDITIONAL PROCEDURE FOR VISITATION RIGHTS FOR RELATIVES OF DEPENDENT CHILDREN

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

- A dependent child's relative may petition the juvenile court for reasonable visitation with the child in certain circumstances.
- The term relative does not include the child's parent.
- The court may modify the visitation order at any time upon a showing that the visitation poses a risk to the child's safety or well-being.
- The visitation order terminates upon the child's placement in a pre-adoptive home or if a subsequent abuse or neglect allegation is founded against the relative.

SB 6310: CORRECTING OBSOLETE REFERENCES CONCERNING CHAPTER 10.77 RCW

Prime Sponsor: Senator Hargrove

** Signed by the Governor/partial veto*

- Corrects cross references to chapter 10.77 RCW.
- ~~Emergency Clause:~~ (PV)

SB 6325: EXPANDING JUVENILE OFFENDER SUSPENDED DISPOSITION ALTERNATIVES

Prime Sponsor: Senator Hargrove

**SB 6325 was not enacted, but the provisions are substantially similar to those in SHB 2551.*

SSB 6339: PROVIDING FOR ADDRESS CONFIDENTIALITY OF VICTIMS OF TRAFFICKING

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Victims of trafficking are added to the list of victims eligible for the address confidentiality program with the Secretary of State, which allows a person to designate an alternate address when dealing with state and local agencies.

SB 6398: REGARDING FINES COLLECTED IN TRUANCY COURT ACTIONS

Prime Sponsor: Senator Stevens

** Signed by the Governor*

- The court is required to remit 50 percent of the fines collected in truancy actions to the child's school district.

SSB 6400: ESTABLISHING PROGRAMS FOR THE MORAL GUIDANCE OF INCARCERATED PERSONS

Prime Sponsor: Senator Carrell

** Signed by the Governor*

- The Department of Corrections (DOC) must establish a committee to develop a plan to provide voluntary, nondenominational, moral and character-building residential services and supports for offenders incarcerated in prison.
- DOC chaplains are not required to violate the tenets of their faith when acting in a purely ecclesiastical role.
- DOC chaplains may request the Attorney General to authorize the defense of any proceeding for damages instituted against the chaplain.

SSB 6404: MODIFYING THE PROCESS FOR DESIGNATING REGIONAL SUPPORT NETWORKS

Prime Sponsor: Senator Hargrove

(HB 2750 Representative Cody)

** Signed by the Governor*

- The definition of the term Regional Support Network (RSN) is amended to permit an RSN to be a for-profit entity.
- In the event that an existing RSN notifies the Department of Social and Health Services (DSHS) that it will no longer serve as an RSN, DSHS must use a procurement process in which entities may bid to serve as the RSN.
- An RSN which voluntarily terminates its contract is prohibited from participating in the procurement process, or from serving as an RSN for five years after a contract is signed with a new entity.
- 180-days advance notice must be provided of any issue that might cause either party to terminate the RSN contract, and 90-days written notice must be provided before termination may occur.

SSB 6583: CHANGING PROVISIONS RELATING TO ELIGIBILITY FOR MEDICAL ASSISTANCE

Prime Sponsor: Senator Brandland

** Signed by the Governor*

- The Department of Social and Health Services (DSHS) must raise the Medicaid categorically needy income level (CNIL) for aged, blind, or disabled persons to 80 percent of the federal poverty level (FPL) beginning July 1, 2009.
- DSHS must prepare a fiscal analysis of the costs and cost savings associated with raising the Medicaid CNIL to 80 percent of FPL and submit the report to the Legislature by November 1, 2010.

**SSB 6765 is incorporated in part into SSB 6583, as described below.*

- Persons who become eligible for medical assistance after June 30, 2008, are not eligible for participation in the Washington State Health Insurance Pool.

SSB 6596: PROVIDING FOR THE CREATION OF A SEX OFFENDER POLICY BOARD

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Requires the Sentencing Guidelines Commission to establish a Sex Offender Policy Board to research, review, and discuss issues relating to the assessment, treatment, and supervision of sex offenders.

SB 6628: CLARIFYING THE STATE'S ABILITY TO RECOVER FROM DEFENDANTS THE COST OF MENTAL HEALTH TREATMENT PROVIDED AT STATE HOSPITALS

Prime Sponsor: Senator Prentice

(HB 3003 Representative Cody)

** Signed by the Governor*

- The cost of mental health treatment while a defendant is in the custody of the Department of Social and Health Services for competency restoration treatment is not a cost of prosecution, but is intended to be subject to full reimbursement from the defendant or the defendant's insurers.

ESSB 6665: REGARDING THE INTENSIVE CASE MANAGEMENT AND INTEGRATED CRISIS RESPONSE PILOT PROGRAMS

Prime Sponsor: Senator Hargrove

(HB 2784 Representative Dickerson)

** Signed by the Governor/partial veto*

- The expiration dates are removed from the Integrated Crisis Response (ICR) and Intensive Case Management (ICM) pilot programs. These programs are made subject to the appropriation of funds in the biennial budget.
- ~~The Department of Social and Health Services may contract for additional ICR and ICM pilot sites, if specific funds are provided in the budget. (PV)~~
- The final evaluation date for the ICR and ICM pilots is extended to June 30, 2010.
- The ICR pilot is updated to allow entry of a 60-day less restrictive treatment order following release from the secure detoxification center.

SSB 6791: CLARIFYING PERMITTED USES OF MONEYS CURRENTLY COLLECTED UNDER THE COUNTY LEGISLATIVE AUTHORITY SALES AND USE TAX FOR CHEMICAL DEPENDENCY OR MENTAL HEALTH TREATMENT PROGRAMS AND SERVICES OR THERAPEUTIC COURTS

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Clarifies that monies collected under the sales and use tax authorized by RCW 82.14.260 may be used for the operation or delivery of programs or services.

ESSB 6792: CONCERNING DEPENDENCY MATTERS

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Establishes a standard of proof and makes certain procedural changes and clarifications for petitions to reinstate parental rights.
- Adds references in child abuse and neglect hearing provisions relating to child safety, placement with a non-abusing parent, and restraining orders entered against an alleged abuser.
- Establishes a schedule of monthly visits for children in foster care and requires accredited supervising agencies to conduct visits for the cases they supervise.
- Establishes a process for the sharing of information between the Department of Social and Health Services and the Department of Licensing to facilitate youth in foster care obtaining a state identification card.
- Clarifies and changes provisions relating to street youth, HOPE centers, and responsible living skills programs.

- Allows children ages 12 years and older who are the subject of dependency proceedings to receive notice, be present, and be heard in proceedings under a pilot program in four Washington counties.

SB 6842: MAKING TECHNICAL REVISIONS TO PROVISIONS RELATING TO SENTENCING AND SUPERVISION OF CRIMINAL OFFENDERS

Prime Sponsor: Senator Hargrove

**SB 6842 is incorporated in its entirety into HB 2719.*

SHB 1141: MODIFYING DIVERSION RECORDS PROVISIONS

Prime Sponsor: Representative Roberts

** Signed by the Governor*

- The juvenile criminal history records of a person who is 18 years of age must be automatically destroyed if: (1) the person's criminal history consists of only one diversion or "counsel and release" which was successfully completed; (2) two years have passed since completion of the diversion or counsel and release; and (3) no restitution is owing.
- The Administrative Office of the Courts, juvenile court, Washington State Patrol, local law enforcement, and the prosecutor's office must coordinate to ensure that all records are destroyed.
- State and local governments are not liable for civil damages for the failure to destroy records.

SHB 2474: MODIFYING SUPERVISED EXPERIENCE REQUIREMENTS FOR SOCIAL WORKER LICENSES

Prime Sponsor: Representative Cody

** Signed by the Governor*

- Modifies the supervised experience requirement for licensed social workers, including standardizing the years of licensure required for supervisors to two years, and allowing supervision to be provided by an equally qualified mental health practitioner.
- Applies retroactively to July 22, 2003.

SHB 2551: EXPANDING THE TYPES OF TREATMENT PROGRAMS PROVIDED UNDER THE SUSPENDED DISPOSITION ALTERNATIVE FOR JUVENILES

Prime Sponsor: Representative Dickerson

** Signed by the Governor*

**SB 6325 was not enacted, but the provisions are substantially similar to those in SHB 2551.*

- Treatment programs available to a juvenile offender under a suspended disposition alternative are expanded and may be either evidence-based or research-based best practice programs.
- The terms evidence-based and research-based are defined.
- A treatment program does not need to be approved by the Washington State Institute for Public Policy or the Joint Legislative Audit and Review Committee to be used under a suspended disposition alternative.

SHB 2654: CREATING A PROCESS FOR CERTIFYING COMMUNITY-BASED MENTAL HEALTH SERVICES

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

- The Department of Social and Health Services must prepare a report on strategies for developing consumer- and family-run mental health services.

- The report must address the amendment of Washington's mental health waiver and Medicaid state plan, and identification of funding and resources. The report must be developed in cooperation with mental health consumers and family members.
- The report must be provided to the Legislature by January 1, 2009.

2SHB 2713: PROVIDING FOR BROADER COLLECTION OF BIOLOGICAL SAMPLES FOR THE DNA IDENTIFICATION OF CONVICTED SEX OFFENDERS AND OTHER PERSONS

Prime Sponsor: Representative Seaquist

(ESSB 6488 Senator Regala)

** Signed by the Governor*

- Certain lower level crimes, which may be precursor crimes to later sex offenses, are added to the crimes for which a biological sample must be collected upon conviction.
- A biological sample is required to be collected from an adult or juvenile who is currently required to register as a sex or kidnapping offender.

2SHB 2714: MAKING FAILURE TO REGISTER AS A SEX OFFENDER A CLASS B FELONY

Prime Sponsor: Representative Loomis

** Signed by the Governor*

- Effective 90 days after the 2010 Legislative Session, the penalty for felony-level Failure to Register as a Sex Offender is increased from a class C felony to a class B felony.
- The offense category for juvenile sentencing of a Failure to Register is retained at its current level.
- The Sex Offender Policy Board must review the statutory requirements relating to sex offender and kidnapping offender registration and notification and report to the Governor and the Legislature with recommendations no later than November 1, 2009.

HB 2761: RENAMING THE CHILDREN'S TRUST OF WASHINGTON AS THE COUNCIL FOR CHILDREN AND FAMILIES

Prime Sponsor: Representative Schual-Berke

(SB 6415 Senator Regala)

**HB 2761 is incorporated in its entirety into E2SHB 3205*

HB 2786: INCLUDING LEVEL I OFFENDERS WHO FAIL TO MAINTAIN REGISTRATION AS REQUIRED BY RCW 9A.44.130 TO THE STATEWIDE NOTIFICATION WEB SITE

Prime Sponsor: Representative Kelley

(SB 6489 Senator Hargrove)

** Signed by the Governor*

- Requires the Washington Association of Sheriffs and Police Chiefs to include on the statewide sex offender website level I sex offenders during the time they are out of compliance with the registration statute.

2SHB 2822: CONCERNING THE FAMILY AND JUVENILE COURT IMPROVEMENT PROGRAM

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- Creates a grant program for the improvement of family and juvenile courts.
- Requires courts, in order to be eligible for grants, to meet certain criteria, including: (1) the assignment of a chief judge to the family and juvenile court for at least two years; (2) implementation of one judicial team hearing all proceedings in a case involving one family; and (3) requiring specialized training of judicial officers.

HB 2835: REQUIRING FEDERAL NAME-BASED CRIMINAL HISTORY RECORD CHECKS WHEN A CHILD IS PLACED IN OUT-OF-HOME CARE IN AN EMERGENCY SITUATION

Prime Sponsor: Representative Kagi

(SB 6436 Senator Hargrove)

** Signed by the Governor/partial veto*

- In an emergency situation in which a child must be placed in out-of-home care, the Department of Social and Health Services (DSHS) must request a federal name-based criminal history check of every adult residing in the foster home.
- DSHS must provide a complete set of fingerprints for every adult in the home to the Washington State Patrol within 14 days.
- DSHS must inquire whether a foster parent applicant has ever resided in a foreign state or country, and check available databases to ascertain whether the applicant has ever been the subject of a criminal conviction or negative civil finding in the foreign state or country that bears upon the applicant's fitness to be a foster parent.
- ~~Emergency clause.~~ (PV)

E2SHB 3145: IMPLEMENTING A TIERED CLASSIFICATION SYSTEM FOR FOSTER PARENT LICENSING

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- The Department of Social and Health Services (DSHS) must select two geographic areas with high concentrations of children with significant needs in out-of-home care for implementing an intensive resource home pilot.
- Contracts between DSHS and an intensive resource home provider must include a statement of work focusing on achieving stability in placement and measuring improved permanency outcomes.
- DSHS report to the Governor and the Legislature by January 30, 2009, on the implementation of the pilot, including how the pilot fits within the continuum of out-of-home care options.
- DSHS must allocate \$200,000 to contract with an agency which is working in partnership with, and has been evaluated by, the University of Washington School of Social Work to implement promising practice constellation hub models of foster care support in areas of the state not currently served by this model.

E2SHB 3205: PROMOTING THE LONG-TERM WELL-BEING OF CHILDREN

Prime Sponsor: Representative Jarrett

** Signed by the Governor*

- Requires the court to direct the filing of a petition to terminate parental rights when a child has been in foster care for 15 of the past 22 months, unless the court determines there is good cause why a petition should not be filed.

**HB 2761 incorporated in its entirety into E2SHB 3205 as described below.*

- Renames the Children's Trust of Washington (formerly the Washington Council for the Prevention of Child Abuse and Neglect) the Council for Children and Families.

JUDICIARY

786-7455

SSB 5378: MODIFYING DEEDS OF TRUST PROVISIONS

Prime Sponsor: Senator Weinstein

** Signed by the Governor*

- The trustee of a deed of trust must act impartially between the borrower, grantor, and beneficiary.
- The trustee may decline to complete a foreclosure sale if it appears that the bidding has been collusive or defective, or that the sale might have been void.
- If the trustee postpones a foreclosure sale, the trustee must provide written notice to the borrower, grantor, and junior lien holders. Such notice must be provided by certain time periods, depending on how far into the future the sale is postponed.
- The trustee must maintain physical presence and telephone service at a Washington address.

SB 5868: DEFINING CIVIL DISORDER

Prime Sponsor: Senator Kline

** Signed by the Governor*

- The definition of "civil disorder" for purposes of Civil Disorder Training is expanded to include public disturbances involving acts of violence that are intended to cause an immediate danger of, or to result in, significant injury to the property of any other individual.

SB 5878: CONCERNING THE FILING OF POLICE INCIDENT REPORTS FOR VICTIMS OF IDENTITY THEFT

Prime Sponsor: Senator Hargrove

(HB 1271 Representative Roach)

** Signed by the Governor*

- A person who believes his or her financial information or means of identification has been illegally obtained, used, or disclosed to another to commit, aid, or abet a crime, may file an incident report with a law enforcement agency that has jurisdiction over the victim's residence, place of business, or the place where the crime occurred.
- The law enforcement agency is directed to create a police incident report and provide the complainant with a copy of the report.
- The agency is authorized to refer the report to another law enforcement agency.

SSB 5929: MAKING A FALSE OR MISLEADING MATERIAL STATEMENT THAT RESULTS IN AN AMBER ALERT

Prime Sponsor: Senator Delvin

**SSB 5929 was not enacted, but the provisions are substantially similar to HB 2774.*

SSB 6060: ADDRESSING UNLAWFUL DETAINER ACTIONS BASED ON NONPAYMENT OF RENT

Prime Sponsor: Senator Kline

** Signed by the Governor*

- If a landlord uses the procedures that require a tenant to pay rent into the court registry or submit a statement why rent is not owed, the landlord must file the eviction summons and complaint with the court.

- The notice form provided in statute is changed to reflect that it is a separate notice from the summons and complaint and to provide specific directions to the tenant.
- If the notice is served with the summons and complaint, then the deadline date to comply with the requirements and the deadline date to respond to the summons and complaint must be the same date.

SSB 6184: ADDRESSING MOST SERIOUS OFFENSES

Prime Sponsor: Senator Benton

** Signed by the Governor*

- The definition of "most serious offense" is amended to include any out-of-state conviction for a felony offense with a finding of sexual motivation if the minimum sentence imposed was ten years or more.
- The defendant's out-of-state conviction must meet the required elements of a felony under Washington law, and the conduct must meet the statutory test in Washington for sexual motivation.

SSB 6322: REVISING THE DEFINITION OF A WEAPON

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

** SHB 2177 was not enacted, but its provisions are substantially similar to those in SSB 6322.*

- The list of weapons that may not be brought into areas of buildings used in connection with court proceedings is broadened.
- All previously excluded items (e.g., any firearm, explosive, slung shot, sand club, metal knuckles, and several types of knives) remain on the list.
- The list now includes any knife, dagger, dirk, or other similar weapon that is capable of causing death or bodily injury and is commonly used with the intent to cause death or bodily injury.

ESB 6357: REGARDING SERVICE OF PROCESS IN DOMESTIC VIOLENCE CASES

Prime Sponsor: Senator Kohl-Welles

(SHB 2563 Representative Upthegrove)

** Signed by the Governor*

- In situations where the petitioner for a domestic violence protection order cannot obtain timely personal service of the hearing notice on the opposite party, the court must set a new hearing date and either require one additional attempt to obtain personal service or permit service by newspaper publication or mail.
- These rules also apply in situations when a person seeks to modify a protection order.

ESSB 6437: MODIFYING PROVISIONS RELATING TO BAIL BOND AND BAIL BOND RECOVERY AGENTS

Prime Sponsor: Senator Carrell

(SHB 2759 Representative Conway)

** Signed by the Governor*

- Before adopting or amending the prelicensing training or continuing education requirements for bail bond agents, the Director of the Department of Licensing (Director), or the Director's designee, must consult with representatives of the bail bond industry and associations.
- The rules adopted by the Director establishing prelicense training and testing requirements for bail bond recovery agents must include no less than 32 hours of field operations classes.
- A bail bond recovery agent is required to notify the Director within ten business days after a forced entry for the apprehension of a fugitive criminal defendant, whether the forced entry is planned or not.

- Any law enforcement officer who assists in or is in attendance during a planned forced entry is immune from civil action for damages arising out of the actions of the bail bond recovery agent.
- The Department of Licensing is directed to convene a work group to evaluate whether bail bond agents and bail recovery agents should provide proof of financial responsibility to obtain a license.

ESSB 6442: MODIFYING PROVISIONS RELATING TO THE OFFICE OF PUBLIC DEFENSE

Prime Sponsor: Senator Regala

(HB 2588 Representative Lantz)

** Signed by the Governor*

- The sunset and termination clauses for the Office of Public Defense (OPD) are repealed.
- Membership of the 11-member advisory committee is expanded to include one person appointed by the Washington State Association of Counties and one person appointed by the Association of Washington Cities.
- Programs and services currently administered by the OPD and the duties of the advisory committee are explicitly listed in statute.

SSB 6527: ADDRESSING THE FAILURE TO TRANSFER MOTOR VEHICLE TITLE AND REGISTRATION

Prime Sponsor: Senator Kastama

** Signed by the Governor*

- Current law makes it a misdemeanor offense if someone fails to apply to transfer motor vehicle ownership within 45 days following the vehicle's delivery date.
- In case law, it has been stated that law enforcement cannot arrest a person for committing this offense after the 45-day period because it is not a continuing offense.
- This bill provides that failure to apply to transfer motor vehicle ownership within 45 days is now a continuing offense.

SSB 6544: INCREASING THE SENTENCING RANGE FOR FIRST DEGREE CRIMINAL MISTREATMENT

Prime Sponsor: Senator Stevens

** Signed by the Governor*

- Criminal mistreatment in the first degree is increased to a seriousness level X, class B felony offense.
- A first-time offender with no prior criminal history would receive a presumptive sentence range of 51 to 68 months in prison.

SSB 6933: CHANGING RULES CONCERNING ADMISSIBILITY OF EVIDENCE IN SEX OFFENSE CASES

Prime Sponsor: Senator Marr

** Signed by the Governor*

- In the criminal trial of a sex offense charge, evidence of the commission by the defendant of sex offenses other than the sex offense charged in the trial is admissible to show the propensity of the defendant to commit the sex offense charged.
- An exception to Evidence Rule 404(b) in trials of sex offense charges is thereby created.
- The trial judge must, before admitting such evidence and pursuant to Evidence Rule 403, weigh the probative value of the prior sex offense evidence against the danger of unfair prejudice to the defendant.

ESHB 1030: ENHANCING THE PENALTY FOR ELUDING A POLICE VEHICLE

Prime Sponsor: Representative Takko

** Signed by the Governor*

- The court must impose a sentence of 12 months and one day of imprisonment, in addition to the standard sentencing range, for any offender convicted of attempting to elude a police vehicle if it enters a finding that one or more persons, other than the defendant or pursuing law enforcement officer, were threatened with physical injury or harm by the fleeing defendant.
- The state must prove endangerment beyond a reasonable doubt and the jury or judge must reach a special verdict on endangerment.

2E2SHB 2176: REVISING PROVISIONS INVOLVING COURT INTERPRETERS

Prime Sponsor: Representative Lantz

(SSB 6005 Senator Shin)

** Signed by the Governor*

- Trial courts are directed to develop a plan to provide court interpreter services for non-English speaking persons.
- The Administrative Office of the Courts must assist trial courts in developing their plans.
- Courts who develop this plan, appoint certified or qualified interpreters, and meet other criteria will receive partial state funding.

SHB 2177: REVISING THE DEFINITION OF A WEAPON

Prime Sponsor: Representative Moeller

** SHB 2177 was not enacted, but the provisions are substantially similar to those in SSB 6322.*

EHB 2476: AUTHORIZING TRIBAL POLICE OFFICERS TO ACT AS GENERAL AUTHORITY WASHINGTON STATE PEACE OFFICERS

Prime Sponsor: Representative McCoy

(SB 6524 Senator Kline)

** Signed by the Governor*

- A certified tribal police officer may act as a general authority Washington peace officer if the officer's sovereign Indian tribal government has entered into an interlocal agreement (the agreement) with local law enforcement agencies with which it shares jurisdiction regarding cooperative law enforcement, and has submitted proof to the Office of Financial Management (OFM) of: (1) liability insurance; (2) waiver of the defense of sovereign immunity by the tribal government and its insurance carrier in a civil action for damages; (3) the agreement; and (4) certification by the Washington state criminal justice training commission (CJTC) of the tribal officer seeking authorization.
- OFM must approve the insurance and waiver of sovereign immunity.
- The CJTC must report to OFM any tribal officer decertification proceedings and any refusal of a tribal government to provide the CJTC with tribal officer background or disciplinary information.
- For purposes of civil liability, except where a state or local government has deputized a tribal police officer as a specially commissioned officer of the state or local police department, neither state nor local governments are liable for the authorization of tribal police officers.
- If all requirements are met, authorization of certified tribal police officers takes effect on July 1, 2008, or on any date thereafter.
- After July 1, 2008, if no agreement has been reached, but all other requirements are met, a tribal government may present proof of insurance and waiver to OFM; then the tribal government and local government law enforcement agencies that have shared jurisdiction have one year to enter into an

agreement before the parties must enter binding arbitration under 7.04A RCW. The binding arbitration must be last-best-offer arbitration.

HB 2499: ADDRESSING THE MATERIALS REQUIRED TO ACCOMPANY NOTICE UNDER THE WASHINGTON BUSINESS CORPORATION ACT

Prime Sponsor: Representative Pedersen

** Signed by the Governor*

- State corporation law is harmonized with the federal securities law to allow a corporation incorporated in Washington, without having to obtain the consent of individual shareholders, to post on its website any proxy materials and all other written materials that must be provided to all shareholders in advance of a shareholder meeting.
- A corporation utilizing the electronic posting of information must mail a paper notice containing all necessary shareholder information about an upcoming shareholder meeting: the notice of the posting on its website of the meeting notice; any proxy and other written materials necessary for the shareholder meeting; the address of the website where the meeting notice, proxy materials, and other meeting materials may be found; and the instructions for accessing the website.
- The corporation must mail all shareholder meeting materials in paper form should a shareholder so request.

2SHB 2557: IMPROVING THE OPERATION OF THE TRIAL COURTS

Prime Sponsor: Representative Goodman

** Signed by the Governor*

- The amount of money that must be at issue to sue in district and small claims courts is increased.
- District and municipal court commissioners cannot preside over trials in criminal matters, or over civil jury trials, unless agreed to by all parties, beginning July 1, 2010. This provision does not extend to Seattle Municipal Court commissioners.
- A uniform procedure is created for disqualifying district and municipal judicial officers in cases where it is alleged that the judicial officer has a conflict of interest.
- Cities no longer have authority to create municipal departments for court services. However, existing municipal departments may continue to operate.

HB 2637: CONCERNING RECORDS IN A CRIMINAL CASE

Prime Sponsor: Representative Pearson

(SB 6671 Senator Carrell)

** Signed by the Governor*

- Foreign corporations are required to respond to a search warrant or legal process issued by a judge of the superior court in a criminal matter as though it were issued in their home state.
- The court or the person who sought the search warrant or legal process may request that the recipient of the process verify the authenticity of the records it produces through submission of an affidavit, declaration, or certification.
- Records which are produced and authenticated by this procedure are admissible as evidence in the criminal proceeding.

E2SHB 2712: CONCERNING CRIMINAL STREET GANGS

Prime Sponsor: Representative Hurst

(SB 6608 Senator Kline)

** Signed by the Governor*

- The following are authorized: (1) creation of grant programs to target gang crime and graffiti; (2) creation of a statewide gang database; (3) certain penalties and costs a property owner may recover for graffiti damage; and (4) creation of a temporary assistance program for witnesses of gang-related felonies.
- Penalties are increased when an adult involves a minor in a gang-related felony.
- The list of aggravating factors are expanded to include any crime committed to benefit a gang.
- Courts must impose community custody if a gang member unlawfully possesses a firearm.

HB 2719: ENSURING THAT OFFENDERS RECEIVE ACCURATE SENTENCES

Prime Sponsor: Representative Priest

** Signed by the Governor*

- A summary of a criminal defendant's criminal history must be prima facie evidence of the existence of the prior convictions therein.
- Prior convictions that were not included in a criminal defendant's criminal history at sentencing must be included upon any resentencing.
- By not objecting to the version of the defendant's criminal history presented by the state at sentencing, the defendant acknowledges such history and the trial court may rely on it.

**SB 6842 is incorporated in its entirety into HB 2719 as described below.*

- Provisions in the Sentencing Reform Act (SRA) related to the supervision of offenders are reorganized and rewritten with the intent of simplifying consistent application of the SRA. Clarification and technical changes are intended to serve as a base for continued discussions by the Sentencing Guidelines Commission with the courts and criminal justice community to identify proposed policy changes to further simplify and improve the SRA.

SHB 2727: EXTENDING PERSONALITY RIGHTS TO DECEASED PERSONS

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- Recent federal court decisions found defects in the Washington State Personality Rights Act (the Act), effective date June 11, 1998, and declined to protect the rights of deceased personalities, their beneficiaries by will or trust, and their heirs by intestacy. The original intent of the 1998 Act is clarified.
- Personality rights for personalities who died before the June 11, 1998, effective date of the Act are protected.
- Owners of the personality rights of a deceased personality are those persons designated by the personality's will or trust (even where the will or trust was executed before the effective date of the Act) or, if no will or trust, by the laws of intestacy where the deceased personality was domiciled.
- Personality rights under the Act exist and protect the use in Washington of a personality's name, likeness, signature, photograph, or voice for all deceased individuals and personalities, not just those who died domiciled within Washington.

HB 2762: INCREASING THE NUMBER OF DISTRICT COURT JUDGES IN COWLITZ COUNTY

Prime Sponsor: Representative Takko

(SB 6252 Senator Hatfield)

** Signed by the Governor*

- Authorizes the addition of a third judge in the Cowlitz County District Court.

HB 2774: MAKING A FALSE OR MISLEADING MATERIAL STATEMENT THAT RESULTS IN AN AMBER ALERT

Prime Sponsor: Representative Barlow

** Signed by the Governor*

**SSB 5929 was not enacted, but the provisions are substantially similar to HB 2774.*

- It is an unranked Class C felony to knowingly make a false or misleading material statement to a public servant that a child has been abducted with the intent of causing an activation of the Amber alert system, and to thereby cause such an activation.
- "Material statement" means a statement reasonably likely to be relied upon by a public servant in the discharge of the public servant's official powers and duties.
- In order to commit the crime, the perpetrator must know that the statement he or she is making that a child has been abducted is false or misleading and the perpetrator must intend by such a statement to cause an activation of the Amber alert system.

SHB 2858: EXPANDING METAL PROPERTY PROVISIONS

Prime Sponsor: Representative Morrell

** Signed by the Governor*

- A new category of metal property, called private metal property, is created and it consists of catalytic converters, either singly or in bundles, bales, or bulk, that have been removed from vehicles for sale as a specific commodity.
- Scrap metal businesses entering into a transaction to purchase or receive private metal property from a member of the general public or a commercial enterprise are subject to the same record keeping requirements and penalties as those required for transactions involving non-ferrous metal property and commercial metal property.
- The provisions governing stolen metal property in Chapter 19.290 RCW do not apply to metal from the components of vehicles that have been acquired by licensed vehicle wreckers or hulk haulers and acquired in accordance with those licensing laws.

2SHB 2903: CREATING AN ACCESS COORDINATOR FOR THE ADMINISTRATIVE OFFICE OF THE COURTS

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- Courts must provide equal access to persons with disabilities.
- The Administrative Office of the Courts is directed to create the position of Court Access and Accommodations Coordinator (Coordinator).
- The Coordinator's duties include reviewing the needs of courts for training and other assistance necessary to accommodate persons with disabilities, and providing guidance and assistance upon request.

HB 2999: CONCERNING THE "CHIEF FOR A DAY" PROGRAM

Prime Sponsor: Representative Hurst

(SB 6428 Senator Hobbs)

** Signed by the Governor*

- The Criminal Justice Training Commission may participate in the "chief for a day" program.
- The program is one in which commissioners and staff partner with law enforcement, hospitals, and the community to provide a day of special attention to chronically ill children.

ESHB 3012: REGARDING ESTATE DISTRIBUTION DOCUMENTS

Prime Sponsor: Representative Ross

** Signed by the Governor*

- Documents, instruments, writings, or marketing materials relating to a transfer on death account established under RCW 21.35 are specifically exempt in the definition of "estate distribution document."

E2SHB 3254: CONCERNING ACCOUNTABILITY FOR PERSONS DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS

Prime Sponsor: Representative Goodman

** Signed by the Governor/partial veto*

- An ignition interlock driver's license (IIDL) is created that allows a person to drive while his or her regular license is suspended or revoked due to driving under the influence of intoxicating liquor or any drug (DUI).
- Applicants for an IIDL must pay a \$100 fee and an additional \$20 per month.
- The \$20 per month is deposited into the ignition interlock revolving account and is to be used to assist indigent persons who are restricted to driving only with an ignition interlock device.
- A pilot program is created to monitor compliance by IIDL holders and vendors.
- ~~First-time DUI offenders who do not need treatment for alcoholism, drug addiction, or mental problems may receive a one-time only deferred prosecution, must apply for an IIDL, and have an ignition interlock device installed on all vehicles operated by that person. (PV)~~
- A prosecutor may appeal an order granting a deferred prosecution if the court failed to order the installation of an ignition interlock or other device as required in statute.
- A DUI is a class C felony if the person has an out-of-state conviction for an offense that is comparable to Washington's DUI-related vehicular assault or DUI-related vehicular homicide.

LABOR, COMMERCE, RESEARCH & DEVELOPMENT

786-7426

2SSB 5642: ADDRESSING CIGARETTE IGNITION PROPENSITY

Prime Sponsor: Senator Kohl-Welles

(HB 1822 Representative Simpson)

** Signed by the Governor*

- Requires that all cigarettes sold in Washington be self-extinguishing beginning August 1, 2009.
- Directs the State Director of Fire Protection to administer the provisions.

ESB 5751: CREATING A WINE AND BEER TASTING PILOT PROJECT IN GROCERY STORES

Prime Sponsor: Senator Kohl-Welles

(HB 2076 Representative Conway)

** Signed by the Governor*

- The Liquor Control Board is to establish a pilot project to allow beer and wine tasting in grocery stores.

ESSB 5831: CREATING THE JOINT LEGISLATIVE TASK FORCE ON HEATING, VENTILATION, AIR CONDITIONING, AND REFRIGERATION

Prime Sponsor: Senator Kohl-Welles

(SHB 1876 Representative Conway)

** Signed by the Governor*

- A joint legislative task force on HVAC/R is established to review the requirements for certifying HVAC/R mechanics and registering HVAC/R contractors.
- The task force report and recommendations are due to the Legislature by December 1, 2008.

ESB 5927: REGARDING NONDISCLOSURE OF CERTAIN INFORMATION OF GAMBLING COMMISSION LICENSEES AND TRIBES WITH APPROVED GAMING COMPACTS

Prime Sponsor: Senator Delvin

(HB 1449 Representative Condotta)

** Signed by the Governor*

- Internal control documents, independent auditors' reports and financial statements, and supporting documents that are required to be submitted to the Gambling Commission are exempt from public disclosure. This exemption applies to documents submitted by house-banked card game licensees and compacting tribes.

SSB 6246: AUTHORIZING TRAVEL EXPENSES FOR CERTAIN INDUSTRIAL INSURANCE MEDICAL AID CLAIMS

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- Injured workers must be reimbursed for reasonable travel expenses incurred after closure of a workers' compensation claim when travel is required in order to repair, replace, or alter a permanent mechanical appliance.

SSB 6423: STRENGTHENING THE TAX CREDIT AND MODIFYING THE GOVERNING BOARD OF A WASHINGTON MOTION PICTURE COMPETITIVENESS PROGRAM

Prime Sponsor: Senator Brown

(HB 2872 Representative Kenney)

** Signed by the Governor*

- Washington Film Works may provide more than one million dollars in funding assistance to a movie or television production to be used towards costs of its in state production.

- A person who makes financial contributions to the Washington Film Works is eligible for a B&O tax credit of the lesser of \$1 million or 100 percent of the amount contributed.
- The terms of the Washington Film Works Board of Directors are modified to staggered four-year terms.

SSB 6500: AUTHORIZING LEAVE SHARING FOR VICTIMS OF DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND STALKING

Prime Sponsor: Senator Eide

(HB 2946 Representative Dickerson)

** Signed by the Governor*

- The Leave Sharing Program is extended to employees who are victims of domestic violence, sexual assault, or stalking.

SSB 6572: ALLOWING MICROBREWERIES TO MAINTAIN OFF-PREMISES WAREHOUSES FOR DISTRIBUTION

Prime Sponsor: Senator Spanel

** Signed by the Governor*

- Subject to approval by the Liquor Control Board, microbreweries operating as self-distributors are authorized to maintain one off-premise warehouse for the distribution of beer.

SSB 6604: ENHANCING THE MOBILITY OF CERTIFIED PUBLIC ACCOUNTANTS

Prime Sponsor: Senator Murray

(SHB 2496 Representative Conway)

** Signed by the Governor*

- Removes notice and fee requirement for out-of-state CPA's.
- Broadens which out-of-state CPA's automatically consent to Washington's disciplinary authority and broadens the nature of the consent.
- Makes other changes in the Public Accountancy Act.

ESSB 6606: REQUIRING THE LICENSING OF HOME INSPECTORS

Prime Sponsor: Senator Spanel

** Signed by the Governor*

- Beginning on September 1, 2009, home inspectors must be licensed by the Department of Licensing (DOL).
- A State Home Inspector Advisory Licensing Board is created and may make recommendations to DOL on rules, fees, licensing qualifications and examinations, and standards for the professional conduct of home inspectors.

SSB 6710: MODIFYING THE FIRE PROTECTION STANDARDS FOR HOSPITALS

Prime Sponsor: Senator Keiser

** Signed by the Governor*

- Requires simultaneous inspections and coordinated reporting of hospital inspection activities conducted by the Director of Fire Protection and the Department of Health.

2SSB 6732: IMPLEMENTING THE RECOMMENDATIONS OF THE JOINT LEGISLATIVE TASK FORCE ON THE UNDERGROUND ECONOMY IN THE CONSTRUCTION INDUSTRY

Prime Sponsor: Senator Kohl-Welles

(2SHB 3121 Representative Conway)

** Signed by the Governor/partial veto*

- Implements recommendations of the Joint Legislative Task Force (Task Force) on the Underground Economy in the Construction Industry and extends the term of the Task Force through December 2008.
- ~~The Department of Labor and Industries (L&I) and the Employment Security Department must hire additional auditors and L&I must establish a pilot project to explore ways to improve the collection and sharing of building permit information. (PV)~~
- Certain penalties are established which include: a civil penalty for persons who falsify information on a contractor registration application; and a prohibition on contractors bidding on public works projects if they violate contractor registration laws, misrepresent payroll of employee hours to L&I, or engage in business without a certificate of coverage.

SSB 6751: ALLOWING INDIVIDUALS WHO LEFT WORK TO ENTER CERTAIN APPRENTICESHIP PROGRAMS TO RECEIVE UNEMPLOYMENT INSURANCE BENEFITS

Prime Sponsor: Senator Kohl-Welles

(HB 2967 Representative Conway)

** Signed by the Governor*

- An additional "good cause quit" provision is established in unemployment insurance law, covering individuals who left work to enter an approved apprenticeship program.
- Benefits paid to such individuals are not charged to the experience rating account of their employer.

SSB 6770: REGARDING ALCOHOLIC BEVERAGE REGULATION

Prime Sponsor: Senator Kohl-Welles

(HB 3192 Representative Wood)

** Signed by the Governor*

- Makes a number of changes regarding the regulation of beer and wine.

SB 6839: REGARDING WORKERS' COMPENSATION COVERAGE FOR WORK PERFORMED OUTSIDE WASHINGTON

Prime Sponsor: Senator Marr

(SHB 3255 Representative Wood)

** Signed by the Governor*

- Washington employers who are not self-insured must obtain workers' compensation coverage from the state fund for temporary and incidental work performed by their employees on jobs in another state.
- By December 2011, the Department of Labor and Industries must report to the Workers' Compensation Advisory Committee on the effect of the legislation on the revenue and costs to the state fund.

2ESSCR 8407: ADDRESSING LIQUOR LAWS

Prime Sponsor: Senator Kohl-Welles

- A joint select committee on beer and wine regulation is established to review laws relating to the manufacture, distribution, and sale of beer and wine.
- The joint select committee is to report its findings and recommendations to the appropriate committees of the Legislature by December 1, 2008.

SHB 2427: MODIFYING PROVISIONS FOR THE COSMETOLOGY APPRENTICESHIP PROGRAM

Prime Sponsor: Representative Kenney

(SB 6279 Senator Keiser)

* Signed by the Governor

- The expiration date on the cosmetology apprenticeship pilot program is removed, making the program permanent.

SHB 2496: ENHANCING THE MOBILITY OF CERTIFIED PUBLIC ACCOUNTANTS

Prime Sponsor: Representative Conway

(SSB 6604 Senator Murray)

* Vetoed by the Governor

- ~~Removes notice and fee requirement for out-of-state certified public accountants (CPAs).~~
- ~~Broadens which out-of-state CPAs automatically consent to Washington disciplinary authority and broadens the nature of the consent.~~
- ~~Makes other changes in the Public Accountancy Act. (Vetoed in its entirety)~~

SHB 2602: REGARDING EMPLOYMENT LEAVE FOR VICTIMS OF DOMESTIC VIOLENCE, SEXUAL ASSAULT, OR STALKING

Prime Sponsor: Representative Kessler

* Signed by the Governor

- Requires employers to provide reasonable leave to employees who are victims of domestic violence, sexual assault, or stalking, or whose family members are victims.

SHB 2661: ALLOWING FOR REASONABLE SELF-STORAGE FACILITY LATE FEES

Prime Sponsor: Representative Green

(SB 6729 Senator Murray)

* Signed by the Governor

- Limits late fees charged to a renter of a self-service storage facility to \$20 or 20 percent of the total rent due, whichever is greater.
- Requires that all late fees be written in the rental agreement.

HB 2699: RECODIFYING RCW 19.48.130 AS A SECTION IN THE MINIMUM WAGE ACT

Prime Sponsor: Representative Moeller

(SB 6749 Senator Kauffman)

* Signed by the Governor

- The section requiring disclosure of service charges from the hotels, lodging houses, and restaurants chapter is moved to the Washington Minimum Wage Act.

SHB 2778: MODIFYING PROVISIONS CONCERNING REAL ESTATE LICENSURE LAW

Prime Sponsor: Representative Conway

(SSB 6498 Senator Tom)

* Signed by the Governor

- Establishes licenses for real estate brokers, managing brokers, designated brokers, and firms, replacing the existing licenses for real estate salespersons and associate brokers.
- Increases supervision and oversight of new licensees by more experienced licensees.
- Increases licensing and educational requirements for real estate licensees, including the completion of a fingerprint-based background check.

HB 2792: RELATING TO COMPUTING BREAKS IN THE PARIMUTUEL SYSTEM

Prime Sponsor: Representative Wood

** Signed by the Governor*

- The break, for purposes of horse racing payoffs, is changed from 10 cents to not more than 10 cents.

HB 2825: ALLOWING CERTAIN ALCOHOL PERMIT HOLDERS TO OBTAIN ALCOHOL IN NONBEVERAGE FORM DIRECTLY FROM SUPPLIERS

Prime Sponsor: Representative Conway

(SB 6637 Senator Murray)

** Signed by the Governor*

- Medical, hospital, mechanical, manufacturing, or scientific entities holding a special liquor purchase permit or a special permit to purchase alcohol may obtain alcohol in a non-beverage form directly from a supplier, rather than through the Liquor Control Board.

SHB 2885: MODIFYING INDUSTRIAL INSURANCE COVERAGE FOR GEODUCK HARVESTERS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- Tenders of commercial geoduck divers are exempt from the state Industrial Insurance Act.

HB 2955: ENSURING ACCESS TO CRIMINAL JUSTICE INFORMATION

Prime Sponsor: Representative Hunter

(SB 6513 Senator Kohl-Welles)

** Signed by the Governor*

- Several state agencies are authorized to receive criminal history record information that includes non-conviction data for purposes associated with the investigation of abuse or fraud in programs administered by the agencies.

SHB 2959: CONCERNING CRAFT DISTILLERIES

Prime Sponsor: Representative Wood

(SB 6496 Senator Marr)

** Signed by the Governor*

- The current distiller licensing fee of \$2,000 is reduced to \$100 for craft distillers.
- Craft distilleries must produce no more than 20,000 gallons of spirits per year with at least half of the raw materials used in the production grown in Washington.
- A licensed craft distillery may sample and sell spirits of its own production.

SHB 2963: AUTHORIZING COLLECTIVE BARGAINING FOR WASHINGTON STATE UNIVERSITY EMPLOYEES WHO ARE ENROLLED IN ACADEMIC PROGRAMS

Prime Sponsor: Representative Conway

(SB 6737 Senator Kohl-Welles)

** Signed by the Governor*

- Collective bargaining rights are granted to certain student employees at the Washington State University.

ESHB 2996: REQUIRING AVERSIVE AGENTS IN ANTIFREEZE PRODUCTS

Prime Sponsor: Representative Loomis

** Signed by the Governor*

- Requires all antifreeze products sold in the state to contain an aversive agent that makes them unpalatable.

- Limits the liability of those subject to this requirement for damages caused by the inclusion of the aversive agent.

SHB 3002: APPLYING ARBITRATION TO BARGAINING BY THE STATE AND THE WASHINGTON STATE PATROL

Prime Sponsor: Representative Williams

(SB 6618 Senator Keiser)

** Signed by the Governor*

- A process is established for representatives of the state and the Washington State Patrol officers to select an interest arbitration panel before bargaining.

ESHB 3122: CONSOLIDATING, ALIGNING, AND CLARIFYING EXCEPTION TESTS FOR DETERMINATION OF INDEPENDENT CONTRACTOR STATUS UNDER UNEMPLOYMENT COMPENSATION AND WORKERS' COMPENSATION LAWS

Prime Sponsor: Representative Conway

(SB 6731 Senator Kohl-Welles)

** Signed by the Governor*

- The tests used by the Department of Labor and Industries and the Employment Security Department to determine when construction work is done by independent contract are blended into the same seven-part test.

E2SHB 3139: PROVIDING FOR STAYS OF INDUSTRIAL INSURANCE ORDERS ON APPEAL

Prime Sponsor: Representative Conway

(SB 6750 Senator Kohl-Welles)

** Signed by the Governor*

- An order issued by the Department of Labor and Industries (L&I) awarding benefits is effective and benefits are due on the date the order is issued. If an order is appealed, benefits will continue to be paid unless the Board of Industrial Insurance Appeals (board) stays the order.
- L&I must establish procedures to collect information concerning self-insured claim overpayments resulting from decisions of the board or a court, and to recoup these overpayments from any open state fund or self-insured claims.
- The self-insured overpayment reimbursement fund (fund) is created to reimburse self-insured employers for unrecovered overpayments.
- Self-insured employers must retain an amount as determined by L&I from each of its employees to be placed into the fund.
- L&I is to study appeals of workers' compensation cases and collect information on the impacts of this legislation on state fund and self-insured workers and employers.

NATURAL RESOURCES, OCEAN & RECREATION

786-7419

ESSB 5010: CREATING A STATE PARK FOSTER HOME PASS

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- Creates a foster home pass for foster parents visiting a state park with a foster child that allows foster home pass holders free admission and camping at state parks.
- Directs the Washington State Parks and Recreation Commission to negotiate for the use of foster home passes at several parks that the state does not currently own or operate. These parks include Central Ferry, Chief Timothy, Crow Butte, and Lyons Ferry.

SSB 5733: REGARDING HYDRAULIC PROJECT PERMIT APPROVAL FOR PROJECTS INTENDED TO REDUCE OR ELIMINATE DAMAGE FROM FLOODS

Prime Sponsor: Senator Stevens

(HB 1748 Representative B. Sullivan)

**SSB 5733 was not enacted, but its provisions are substantially similar to those in SHB 2525.*

E2SSB 6111: CONCERNING GENERATING ELECTRICITY FROM TIDAL AND WAVE ENERGY

Prime Sponsor: Senator Hobbs

** Signed by the Governor/partial veto*

- ~~Provides retail sales and use tax exemptions for the purchase and installation of equipment used to generate at least 200 kilowatts of tidal or wave energy through June 30, 2018. (PV)~~
- **E2SHB 3216 is incorporated in its entirety into E2SSB 6111, as described below.*
- Directs the Energy Facility Site Evaluation Council and Department of Community, Trade and Economic Development to form a work group to make recommendations on creating a public-private partnership focused on hydrokinetic energy and to streamline permit processes for wave and tidal power projects.

2SSB 6227: PROVIDING SUPPORT AND RESOURCES TO OUTER COAST MARINE RESOURCES COMMITTEES

Prime Sponsor: Senator Jacobsen

** Signed by the Governor*

- Directs the Department of Fish and Wildlife to provide Marine Resources Committees (MRCs) on the outer coast with staff support and project funding.
- Authorizes a willing organization serving as the local lead entity for salmon recovery purposes to also serve as an MRC.

SSB 6231: IMPROVING THE COORDINATION OF MARINE PROTECTED AREAS

Prime Sponsor: Senator Jacobsen

** Signed by the Governor*

- Creates the Marine Protected Areas work group (work group) to examine Washington's marine protected areas (MPAs) and develop recommendations to improve their coordination and effectiveness by December 1, 2009.
- Directs the work group to evaluate MPAs in coastal waters, and to work jointly with the Puget Sound Partnership to evaluate MPAs in Puget Sound.

SSB 6260: FACILITATING OUTDOOR RECREATIONAL OPPORTUNITIES FOR THE TERMINALLY ILL

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- Authorizes the Department of Fish and Wildlife (DFW) to provide licenses, tags, permits, stamps, and fees without a charge or a transaction fee for a hunting or fishing opportunity to a terminally ill person.
- Authorizes DFW to accept special permits or other special hunting opportunities from a donor or enter into agreements with a landowner who wants to provide a hunting opportunity for a terminally ill person.

SB 6289: REGARDING PUGET SOUND DUNGENESS CRAB CATCH RECORD CARDS

Prime Sponsor: Senator Spanel

(HB 2561 Representative Blake)

** Signed by the Governor*

- Authorizes the Department of Fish and Wildlife (DFW) to establish an administrative penalty of up to \$10 for failing to report recreational crab harvest data for Puget Sound Dungeness crab.
- Authorizes DFW to require a fisher to pay the administrative penalty and report required harvest data before receiving a new catch record card for Puget Sound Dungeness crab.
- Makes failing to report recreational crab harvest data for Puget Sound Dungeness crab punishable by an administrative penalty instead of a misdemeanor.

SSB 6343: CREATING A PILOT PROGRAM TO EXAMINE THE IMPACTS OF SMALL SCALE MINERAL PROSPECTING ON COASTAL AREAS

Prime Sponsor: Senator Morton

** Signed by the Governor*

- The Washington State Parks Commission (Commission) and the Department of Fish and Wildlife (DFW) must establish a two year pilot program to allow small scale mining and prospecting on at least three demonstration areas within the Seashore Conservation Area (Seashore).
- The pilot program must be conducted from July 1, 2008 through July 1, 2010.
- The Commission and DFW must report their findings and recommendations on the potential impacts and activity of small scale prospecting and mining on ocean beaches to the Legislature by December 1, 2010.

SB 6419: CONCERNING FISHERIES BUY-BACK PROGRAMS

Prime Sponsor: Senator Hatfield

**SB 6419 is incorporated in its entirety into ESB 6821.*

SB 6465: ALLOWING ACTIVE DUTY MILITARY PERSONNEL TO PURCHASE A TEMPORARY FISHING LICENSE AT THE RESIDENT RATE

Prime Sponsor: Senator Roach

** Signed by the Governor*

- Allows active duty military personnel serving in any branch of the United States Armed Forces to purchase a temporary combination fishing license at the resident rate.

ESSB 6532: AUTHORIZING CERTAIN CITIES TO ENTER INTO LEASE AGREEMENTS TO USE STATE-OWNED AQUATIC LANDS TO OPERATE A PUBLICLY OWNED MARINA

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Authorizes a city with a population between 20,000 and 25,000 to enter into a 20 year reduced fee lease of state owned aquatic lands with the Department of Natural Resources for the purpose of operating a publicly owned marina.

ESB 6821: EXEMPTING CERTAIN INFORMATION OBTAINED BY THE DEPARTMENT OF FISH AND WILDLIFE FROM DISCLOSURE UNDER CHAPTER 42.56 RCW

Prime Sponsor: Senator Hatfield

(HB 3195 Representative Blake)

** Signed by the Governor*

- Adds an exemption to the public records act protecting certain information that the Department of Fish and Wildlife (DFW) receives or accesses under the Magnuson-Stevens Fishery Conservation and Management Act.
- *SB 6419 is incorporated in its entirety into ESB 6821, as described below.*
- Expands DFW's current authority to purchase items including commercial licenses, vessels, and appurtenant gear to also include commercial fishery license holders restricted in harvesting shellfish. However, this authority only applies if the federal government provides funding for the state for the purpose of initiating these purchases.

SB 6838: MODIFYING THE COMPOSITION OF THE FOREST PRACTICES BOARD

Prime Sponsor: Senator Hargrove

**SB 6838 was not enacted, but the provisions are substantially similar to those in SHB 2893.*

ESHB 1623: CONCERNING FEES FOR EASEMENTS ON STATE-OWNED AQUATIC LANDS

Prime Sponsor: Representative Morris

** Signed by the Governor*

- Reauthorizes the existing statutory rate structure for utility easements across state-owned aquatic lands until July 1, 2017.
- Sets the Department of Natural Resources' allowable administrative cost recovery for utility easements at 20 percent of the statutory easement charge.
- Updates and makes technical changes to the statutes governing utility easements across state-owned aquatic lands.

ESHB 2438: EXTENDING A PILOT PROJECT THAT ALLOWS FOR THE USE OF DOGS TO HUNT COUGARS

Prime Sponsor: Representatives Kretz

** Signed by the Governor*

- Extends the current pilot project allowing for the hunting of cougars with the aid of dogs for three additional years, retaining the conditions, limitations, and requirements of the original pilot project.

ESHB 2468: AUTHORIZING THE DEPARTMENT OF NATURAL RESOURCES TO ESTABLISH AN INVENTORY, CONDUCT AN ASSESSMENT, AND DEVELOP RECOMMENDATIONS TO IMPROVE COMMUNITY AND URBAN FOREST CONDITIONS IN WASHINGTON STATE

Prime Sponsor: Representative VanDeWege

(SB 6249 Senator Fraser)

**HB 2468 is incorporated in part into E2SHB 2844.*

SHB 2472: SEEKING TO IMPROVE RECREATIONAL OPPORTUNITIES ON STATE-OWNED LANDS MANAGED BY THE DEPARTMENT OF NATURAL RESOURCES

Prime Sponsor: Representative Blake

(SB 6212 Senator Jacobsen)

** Signed by the Governor*

- Establishes a work group to make recommendations to the Legislature regarding recreation on lands managed by the Department of Natural Resources (DNR).
- The work group must examine existing laws and rules relating to recreation on state lands, recommend policy changes, and consider funding alternatives.
- DNR must submit a report with preliminary findings and recommendations to the Legislature by December 1, 2008. The final report is due June 30, 2009.

2SHB 2514: PROTECTING ORCA WHALES FROM THE IMPACTS FROM VESSELS

Prime Sponsor: Representative Quall

(SSB 6395 Senator Spanel)

** Signed by the Governor*

- Prohibits certain activities that may negatively impact orca whales, including approaching within 300 feet of an orca and feeding an orca. Makes such violations punishable as a civil infraction.
- Provides exemptions to these requirements for such purposes as vessel safety, certain commercial fishing activities, and activities authorized by the state or federal government.
- Directs the Department of Fish and Wildlife and the State Parks and Recreation Commission to disseminate information about orca and wildlife viewing guidelines.

SHB 2525: MITIGATING FLOOD DAMAGE

Prime Sponsor: Representative Pearson

** Signed by the Governor*

- Allows streamlined emergency hydraulic project approval (HPA) processing in situations where the Governor has declared an emergency.
- *SSB 5733 was not enacted, but its provisions are substantially similar to those in SHB 2525 as described below.*
- Authorizes a county to declare a chronic flood danger where a piece of property has experienced at least two consecutive years of flooding or erosion that causes or threatens to cause property damage.
 - Upon request, the Department of Fish and Wildlife must issue an HPA for certain flood mitigation projects if a chronic danger is declared.

HB 2540: REGARDING THE ADVISORY COMMITTEE THAT REPRESENTS THE INTEREST OF HUNTERS AND FISHERS WITH DISABILITIES

Prime Sponsor: Representative Warnick

** Signed by the Governor*

- Changes the advisory committee to the Fish and Wildlife Commission (Commission) that represents the interests of hunters and fishers with disabilities from a pilot project into a permanent entity.

- Requires the Commission to present a report to the appropriate legislative committees every four years, beginning December 1, 2011, concerning the effectiveness of the advisory committee.

SHB 2779: REQUIRING A SPECIALIZED FOREST PRODUCTS PERMIT TO SELL RAW OR UNPROCESSED HUCKLEBERRIES

Prime Sponsor: Representative Orcutt

(SB 6232 Senator Jacobsen)

** Signed by the Governor*

- Requires a person planning to sell raw or unprocessed huckleberries to obtain a specialized forest products permit before conducting the sale.
- Requires the permit holder to obtain permission from the landowner prior to harvesting huckleberries.
- Requires the buyer to record the permit number, the name and the license plate number of the seller, and the amount of huckleberries purchased.

SHB 2788: ORGANIZING DEFINITIONS IN TITLE 77 RCW

Prime Sponsor: Representative VanDeWege

** Signed by the Governor*

- Directs the Code Reviser to alphabetize the definitions located in the main definitions section of Title 77 RCW.

SHB 2823: REGARDING THE WILLAPA HARBOR OYSTER RESERVE

Prime Sponsor: Representative Blake

** Signed by the Governor*

- Allows the Department of Fish and Wildlife to provide revenues from the state's oyster reserve lands directly to local governments for on-site sewage projects.
- Increases the revenues from the state's oyster reserve lands available for shellfish related research, including research on aquatic nuisance species.

E2SHB 2844: REGARDING URBAN FORESTRY

Prime Sponsor: Representative Kagi

(SB 6469 Senator Murray)

** Signed by the Governor/partial veto*

- Requires the Department of Community, Trade and Economic Development (CTED) to develop model Evergreen Community Management Plans and Ordinances.
 - Requires CTED to develop criteria for an Evergreen Community Recognition Program.
 - All cities, towns, and counties in Washington are encouraged to voluntarily develop and implement urban forest management plans and ordinances and become designated as an Evergreen Community.
- *HB 2468 is incorporated in part into E2SHB 2844, as described below.*
- Requires the Department of Natural Resources to conduct a community and urban forest inventory and assessment to consist of willing municipalities in two counties, one east and one west of the Cascades, to be completed by June 1, 2010.
 - ~~Intent section.~~ (PV)

SHB 2893: MODIFYING THE COMPOSITION OF THE FOREST PRACTICES BOARD

Prime Sponsor: Representative VanDeWege

** Signed by the Governor*

**SB 6838 was not enacted, but the provisions are substantially similar to those in SHB 2893 as described below.*

- Requires the Governor to appoint a representative of a timber products union to the Forest Practices Board (Board).
- Changes the required representation on the Board from a person who owns less than 500 acres to a small forest landowner who actively manages his or her land.

E2SHB 3216: DEVELOPING WAVE AND TIDAL ENERGY TECHNOLOGIES IN WASHINGTON

Prime Sponsor: Representative Seaquist

**ESHB 3216 is incorporated in its entirety into E2SSB 6111.*

TRANSPORTATION

786-7300

ESSB 5179: MODIFYING SNOWMOBILE REGISTRATION PROVISIONS

Prime Sponsor: Senator Kastama

** Signed by the Governor*

**HB 1403 was not enacted, but the provisions are substantially similar to those in ESSB 5179.*

- Snowmobiles are required to be registered only if operated.

SB 6237: MODIFYING ARMED FORCES PROVISIONS

Prime Sponsor: Senator Kilmer

(HB 2571 Representative Seaquist)

** Signed by the Governor*

- Armed Forces special license plate eligibility is expanded to include families of living or deceased veterans or current service members, and members of any National Guard.
- Eligible uses of the Veterans Stewardship Account is expanded to include activities that benefit veterans' families.
- Eligibility for Prisoner of War special license plates is changed.

SB 6250: PROTECTING THE CONFIDENTIALITY AND PRIVACY OF PERSONAL INFORMATION IN CONNECTION WITH DRIVERS' LICENSES AND IDENTICARDS

Prime Sponsor: Senator Haugen

(HB 2725 Representative Clibborn)

**SB 6250 was not enacted, but is incorporated in its entirety into SHB 2729.*

SSB 6273: ADDRESSING THE NONDIVISIBLE GROSS WEIGHT LIMIT OF FARM IMPLEMENTS ON PUBLIC HIGHWAYS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The weight restriction for vehicles that may operate on a farm implement special permit is increased to 65,000 pounds.
- Vehicles operating on a farm implement special permit must comply with the statute that governs the distribution of the vehicle's weight over a specified wheelbase and number of axles.

SSB 6277: PROVIDING FOR THE ACCOMMODATION OF CERTAIN PRIVATE TRANSIT PROVIDERS AT PARK AND RIDE LOTS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Requires local transit agencies to accommodate aeroporters and special needs transportation providers at park and ride lots that received state funding.
- Allows local transit agencies to enter into cooperative agreements in order to accommodate taxicab companies at park and ride lots.

**SSB 6324: PROVIDING LIABILITY IMMUNITY FOR AERIAL SEARCH AND RESCUE
ACTIVITIES MANAGED BY THE DEPARTMENT OF TRANSPORTATION**

Prime Sponsor: Senator Sheldon

(HB 2752 Representative O'Brien)

** Signed by the Governor*

- Provides liability immunity to persons registered with the Department of Transportation who are engaged in aerial search and rescue activities.

SB 6355: CONCERNING THE IMPOSITION OF TOLLS

Prime Sponsor: Senator Haugen

**SB 6355 was not enacted, but the provisions are substantially similar to those in E2SHB 1773.*

**E2SSB 6546: CHANGING LICENSING PROVISIONS CONCERNING DRIVING UNDER THE
INFLUENCE OF INTOXICATING LIQUOR OR DRUGS**

Prime Sponsor: Senator Brandland

**E2SSB 6546 was not enacted, but it was incorporated in its entirety into E2SHB 3254.*

SSB 6602: MODIFYING PILOTAGE ACT AND RELATED PROVISIONS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Adjusts various administrative provisions of the marine Pilotage Act as requested by the Board of Pilotage Commissioners, including provisions concerning qualifications and licensing.
- Redesignates the state Pilotage Account as a nonappropriated account, effective July 1, 2009.

**SSB 6678: AUTHORIZING THE ISSUANCE OF SPECIAL LICENSE PLATES TO PARENTS OF
UNITED STATES ARMED FORCES MEMBERS WHO HAVE DIED WHILE IN
SERVICE TO HIS OR HER COUNTRY OR AS A RESULT OF SUCH SERVICE**

Prime Sponsor: Senator Haugen

(HB 2971 Representative Simpson)

** Signed by the Governor*

- The Department of Licensing is directed to create a new special license plate for parents of a member of the armed forces who died while in service to his or her country, or as a result of that service.
- The special plate is available at no charge above the standard plate fee to those the Department of Veterans Affairs determines to be eligible.

SSB 6761: REGARDING SERVICE AREAS FOR WETLANDS MITIGATION BANKS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The criteria for determining a service area for a wetland mitigation bank must include restricting the maximum allowable service area to the water resource inventory area in which the bank is located.
- Local governments will have final approval over the certification of new wetland mitigation banks.

**SSB 6794: REQUIRING THE PROCUREMENT OF NEW FERRY VESSELS THAT CARRY NO
MORE THAN ONE HUNDRED MOTOR VEHICLES**

Prime Sponsor: Senator Haugen

(HB 3218 Representative Clibborn)

** Signed by the Governor*

- The Washington State Department of Transportation is directed to build one or more ferry vessels that carry no more than 100 vehicles.

- The vessels must be built in Washington, with the exception of equipment furnished by the state, and standard manufactured items.
- This bill contains an emergency clause and is effective immediately.

SSB 6857: DESIGNATING A SELECT PORTION OF STATE ROUTE NUMBER 97 AS A HEAVY HAUL INDUSTRIAL CORRIDOR

Prime Sponsor: Senator Morton

** Signed by the Governor*

- The Department of Transportation (Department) must designate the portion of State Route 97 between Canada and the city of Oroville as a heavy haul corridor.
- The Department may issue overweight vehicle permits, up to a weight of 137,788 pounds, and charge a permit fee of \$100 a month or \$1,000 a year.

SB 6885: EXPANDING THE LIST OF PERSONS AND ENTITIES THAT MAY ACQUIRE DRIVING RECORD ABSTRACTS FOR CERTAIN PURPOSES

Prime Sponsor: Senator King

(HB 3262 Representative Takko)

** Signed by the Governor*

- Access to drivers abstracts is expanded to include state colleges, universities, or agencies for purposes of employment and risk management, and to local governments who are authorized to self-insure.
- The above entities are exempt from the requirement to obtain a release from the driver and an attestation of the employer or organization related to the nature of the inquiry.

SSB 6932: ADDRESSING FERRY VESSEL AND TERMINAL PLANNING

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Implements recommendations of phase two of the Joint Transportation Committee (JTC) ferry study relating to vessel maintenance, preservation, and planning.

SJM 8024: REQUESTING THAT HIGHWAY 112 BE NAMED THE "VIETNAM WAR VETERANS' MEMORIAL HIGHWAY"

Prime Sponsor: Senator Hargrove

- Requests that the Transportation Commission rename the portion of State Route 112 between State Routes 101 and 113 the "Vietnam War Veterans' Memorial Highway."

HB 1403: MODIFYING SNOWMOBILE REGISTRATION REQUIREMENTS

Prime Sponsor: Representative O'Brien

**HB 1403 was not enacted, but the provisions are substantially similar to those in ESSB 5179.*

HB 1493: CLARIFYING THE DEFINITION OF DEVELOPMENT ACTIVITY IN RESPECT TO CONSTRUCTION BY A REGIONAL TRANSIT AUTHORITY

Prime Sponsor: Representative Hudgins

(SB 5148 Senator Haugen)

** Signed by the Governor*

- Exempts Sound Transit projects from development impact fees.

E2SHB 1773: CONCERNING THE IMPOSITION OF TOLLS

Prime Sponsor: Representative Clibborn

** Signed by the Governor*

**SB 6355 was not enacted, but the provisions are substantially similar to those in E2SHB 1773.*

- Enacts general statewide tolling policies applicable to all state toll facilities first authorized after July 1, 2008 (except state ferries).
- Clarifies that tolls may not be imposed on any state transportation facility unless first authorized by the Legislature.
- Directs how toll revenue may be spent.

HB 1923: MODIFYING REQUIREMENTS FOR MOTOR VEHICLE TRANSPORTER LICENSE APPLICATIONS

Prime Sponsor: Representative Hunt

** Signed by the Governor*

- Persons applying for a transporter license must indicate whether they will be using the license to tow disabled vehicles from public roads/highways for profit, and if so, whether the applicant is also a registered tow truck operator.

ESHB 2480: CONCERNING PUBLIC TRANSPORTATION FARES

Prime Sponsor: Representative Clibborn

(SB 6353 Senator Haugen)

** Signed by the Governor*

- Allows most transit agencies to adopt an expedited fare payment system that includes designating monitors to randomly check for fare payment once passengers are on the bus or train, as opposed to taking payment one passenger at a time when they enter the vehicle.

HB 2564: ADDING BICYCLIST AND PEDESTRIAN SAFETY INFORMATION TO DRIVERS' EDUCATION CURRICULUM

Prime Sponsor: Representative Uptegrove

(SB 6420 Senator Jacobsen)

** Signed by the Governor*

- Basic drivers' education curriculum must include elements of bicycle and pedestrian safety.
- This act is to be known as the Matthew "Tatsuo" Nakata Act.

SHB 2729: ADDRESSING THE READING AND HANDLING OF CERTAIN IDENTIFICATION DOCUMENTS

Prime Sponsor: Representative Eddy

** Signed by the Governor*

- Adds that a person is guilty of a class C felony if the person intentionally possesses, reads, or captures remotely, using radio waves, information contained on another person's enhanced driver's license or identicard without that person's express knowledge or consent. Exceptions are included for: border crossing; inadvertent scanning (if the information is promptly destroyed); and security-related research.

**SB 6250 is incorporated in its entirety into SHB 2729, as described below.*

- Creates exemptions from the Public Records Act for: (1) information required in connection with an application for a driver's license or identicard; and (2) personally identifying information collected for border crossing.

HB 2730: ADDRESSING THE PROVISION OF FERRY SERVICE BY PORT DISTRICTS

Prime Sponsor: Representative Rolfes

** Signed by the Governor*

- Washington State Department of Transportation (WSDOT) passenger-only ferry (POF) grant program eligibility is expanded to include port districts.
- WSDOT must collaborate with port districts for operations of POF services at existing terminals.

SHB 2746: CONCERNING THE PURCHASING OF FUEL BY CERTAIN STATE AND LOCAL AGENCIES

Prime Sponsor: Representative Jarrett

** Signed by the Governor*

- Metropolitan municipal corporations (Metros) and the Washington State Ferry System may explore and implement fuel hedging strategies.
- If either entity implements a fuel hedging program, they are required to submit reports to the transportation committees of the Legislature that include a description of each contract established, the amounts of fuel covered by the contracts, and cost mitigation results, if any.
- The state is not liable for any financial losses incurred by Metros that choose to implement fuel hedging strategies.

E2SHB 2817: CONCERNING CONTAMINATED MOTOR VEHICLES, VEHICLES, AND VESSELS

Prime Sponsor: Representative Campbell

** Signed by the Governor*

- Requires cities or counties to prohibit the use of a vehicle or vessel that a local health officer determines is contaminated by hazardous chemicals.
- If the owner does not properly decontaminate or dispose of the vehicle or vessel within 30 days of notice, then the owner may forfeit the property and be responsible for disposal costs.
- Requires the Department of Licensing (DOL) to place notice on the title that the vehicle or vessel is contaminated. Upon proper decontamination, DOL must place notice of the release on the title.
- Criminalizes the sale of a vehicle or vessel that the seller knows is contaminated or has a notice of contamination on its title.
- Limits the liability of a tow-operator removing contaminated vehicles or vessels. The owner is liable to local law enforcement for costs incurred.

ESHB 2878: MAKING 2008 TRANSPORTATION SUPPLEMENTAL APPROPRIATIONS

Prime Sponsor: Representative Clibborn

(SB 6298 Senator Haugen)

** Signed by the Governor/partial veto*

- Makes supplemental changes to the 2007-09 biennial transportation budget.
- *The Governor vetoed nine items to the transportation supplemental appropriations. (PV)*

SHB 3029: PROVIDING ACCESS TO A SECURE SYSTEM TO GENERATE TEMPORARY PERMITS TO OPERATE VEHICLES

Prime Sponsor: Representative Eddy

(SB 6836 Senator Kilmer)

** Signed by the Governor*

- Requires the Department of Licensing to provide a secure system that allows temporary vehicle permits to be generated on-site by licensed vehicle dealers.

- By July 1, 2011, all temporary vehicle permits issued in conjunction with the sale of a vehicle by a licensed vehicle dealer must be generated using this system.

ESHB 3096: FINANCING THE STATE ROUTE NUMBER 520 BRIDGE REPLACEMENT PROJECT

Prime Sponsor: Representative Clibborn

(SB 6754 Senator Haugen)

** Signed by the Governor*

- An SR 520 finance plan must include certain assumptions, including savings from early pontoon construction and pre-construction tolling.
- An SR 520 tolling implementation committee is formed with the task of evaluating issues including traffic diversion, partnership opportunities, and tolling technologies. The committee must also survey citizens about the project.
- A state and local sales tax deferral is made available on the SR 520 bridge replacement project.

SHB 3224: REVIEWING AND CONDUCTING STUDIES ON PROVIDING COMMUTER RAIL SERVICES

Prime Sponsor: Representative Loomis

** Signed by the Governor*

- Directs Sound Transit and the Puget Sound Regional Council to analyze, and report to the Legislature, on whether commuter rail service between eastern Snohomish County and eastern King County can be a meaningful component of the region's future transportation system.

E2SHB 3254: CONCERNING ACCOUNTABILITY FOR PERSONS DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS

Prime Sponsor: Representative Goodman

** Signed by the Governor/partial veto*

- An ignition interlock driver's license (IIDL) is created that allows a person to drive while his or her regular license is suspended or revoked due to driving under the influence of intoxicating liquor or any drug (DUI).
- Applicants for an IIDL must pay a \$100 fee and an additional \$20 per month.
- The \$20 per month is deposited into the ignition interlock revolving account and is to be used to assist indigent persons who are restricted to driving only with an ignition interlock device.
- A pilot program is created to monitor compliance by IIDL holders and vendors.
- ~~First-time DUI offenders who do not need treatment for alcoholism, drug addiction, or mental problems may receive a one-time only deferred prosecution, must apply for an IIDL, and have an ignition interlock device installed on all vehicles operated by that person. (PV)~~

WATER, ENERGY & TELECOMMUNICATIONS

786-7406

SB 6204: DIVIDING WATER RESOURCE INVENTORY AREA 14 INTO WRIA 14A AND WRIA 14B

Prime Sponsor: Senator Sheldon

(SHB 1295 Representative Eickmeyer)

** Signed by the Governor*

- Divides Water Resource Inventory Area (WRIA) 14 into two separate areas and splits the planning money reserved for a single WRIA evenly between the two areas.
- Designates those portions of WRIA 14 draining into the Hood Canal as WRIA 14B, and designates other portions of WRIA 14 as WRIA 14A.
- Transfers planning responsibilities for WRIA 14B to the WRIA 16 planning unit, which is located just to the north of WRIA 14 in the Skokomish-Dosewallips watershed.

SSB 6309: REQUIRING DISCLOSURE OF GREENHOUSE GAS VEHICLE EMISSIONS

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

- Requires the Department of Ecology (Ecology) to develop and implement a greenhouse gas emissions disclosure labeling program for new automobiles starting with 2010 model year vehicles.
- Requires disclosure labels to be conspicuously affixed to new passenger cars, light duty trucks, and medium duty passenger vehicles.
- Directs Ecology to report to the Legislature by December 1, 2008, on the status of California's vehicle labeling program.

SSB 6340: PROVIDING FOR A WATER SYSTEM ACQUISITION AND REHABILITATION PROGRAM

Prime Sponsor: Senator Rockefeller

(SHB 3185 Representative Appleton)

** Signed by the Governor*

- Establishes an ongoing Water System Acquisition and Rehabilitation Program (WSARP) to provide grants to protect public health by financing the transfer of ownership of failing drinking water systems to municipal systems with a history of sound utility management and to subsidize capital construction projects to help systems achieve compliance with state and federal safe drinking water standards.
- Requires the Department of Health (DOH), the Public Works Board (PWB), and the Department of Community, Trade and Economic Development to jointly administer WSARP.
- Requires DOH, in consultation with PWB, to and submit a report on the program to the fiscal and water policy committees of the Senate and the House of Representatives no later than January 1, 2009.

E2SSB 6438: CREATING A STATEWIDE HIGH-SPEED INTERNET DEPLOYMENT AND ADOPTION INITIATIVE

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

**SHB 2559 was not enacted, but the provisions are substantially similar to those in E2SSB 6438.*

- Requires the Department of Information Services (DIS) to report to the Legislature by December 2008, on options for developing and implementing a statewide high-speed internet deployment and adoption strategy.

- Prohibits DIS or any other governmental entity from gathering or requesting proprietary or competitively sensitive information from telecommunications or internet service providers pursuant to the statewide high-speed internet deployment and adoption effort.

**2SSB 6775 is incorporated in part into E2SSB 6438, as described below.*

- Requires Washington State University Extension to administer a Community Technology Opportunity Program and Opportunity Account to provide training and assistance for low-income and under-served residents on use of information and communication technologies.

SB 6504: EXEMPTING CERTAIN MINOR NEW CONSTRUCTION ASSOCIATED WITH CONSTRUCTION STORM WATER GENERAL PERMITS FROM SEPA

Prime Sponsor: Senator Hatfield

(HB 2558 Representative Upthegrove)

** Signed by the Governor*

- Creates an exemption in the State Environmental Policy Act (SEPA) for small construction projects that disturb less than five acres of land and receive a Department of Ecology (Ecology) construction stormwater permit.
- Clarifies that the exemption does not apply where Ecology determines by rule that SEPA review is warranted.

ESSB 6560: INCREASING PUBLIC UTILITY DISTRICT (PUD) BID LIMITS

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- The maximum estimated cost of work done by PUDs without contracting is raised from \$10,000 to \$25,000 and the maximum cost of material used in work without contracting is raised from \$50,000 to \$150,000.
- An outdated small works roster contracting provision is corrected.
- The maximum cost of items of one kind purchased without contracting is raised from \$10,000 to \$15,000 and a related monthly limit is raised from \$5,000 to \$7,500.
- The minimum cost of items of one kind purchased using the informal vendor list contracting procedure is raised from \$10,000 to \$15,000, the maximum cost is raised from \$50,000 to \$60,000, and a clarification provides that these limits apply on a per calendar month basis.

SSB 6607: REGARDING SHELLFISH PROTECTION DISTRICT WASTEWATER DISCHARGE FEES, RATES, AND CHARGES

Prime Sponsor: Senator Spanel

(SHB 2676 Representative Morris)

** Signed by the Governor/partial veto*

- Requires a shellfish protection district that charges rates or fees through county tax revenues, inspection fees, or reasonable charges to include sufficient detail of the expenditures of the revenue in its annual report.
- Repeals the exemption of a confined animal feeding operation subject to the national pollutant discharge elimination system from fees, rates, or charges by a shellfish protection district.
- Establishes that dairy animal feeding operations with certified dairy nutrient management plans and commercial agricultural operations on agricultural lands must be subject to fees, rates, or charges by a shellfish protection district of no more than \$500 in a calendar year.

SB 6753: REGARDING CHANGES IN CALLING BURN BANS FOR SOLID FUEL BURNING DEVICES

Prime Sponsor: Senator Fraser

(HB 2768 Representative Campbell)

** Signed by the Governor*

- Revises the criteria for when local and state air pollution control agencies may call stage one and stage two burn bans.
- Directs the Department of Ecology and local air pollution control authorities to evaluate the effectiveness of state burn ban programs and provide a joint report to the Legislature by September 1, 2011.

E2SSB 6874: REGARDING COLUMBIA RIVER WATER DELIVERY

Prime Sponsor: Senator Brown

(2SHB 3309 Representative Ormsby)

** Signed by the Governor*

- Creates the Columbia river water delivery account in the State Treasury and requires that the State Treasurer transfer funds into the account from the General Fund.
- Provides that funds appropriated from the account are to be distributed to the Confederated Tribes of the Colville Nation and the Spokane Tribe of Indians on July 1, 2008, and each July 1 thereafter for the duration of the agreements between Washington State and the Confederated Tribes of the Colville Nation and the Spokane Tribe of Indians to support releases of water from Lake Roosevelt.
- Requires the Department of Ecology to provide technical assistance to help affected counties identify and develop competitive project applications to benefit both in-stream and out-of-stream users; assist affected counties in exploring options to ensure water resources are available for current and future needs; and consider regional equity when making funding decisions on water supply applications.

SB 6941: REGARDING WASTE REDUCTION AND RECYCLING AWARDS PROGRAM IN K-12 SCHOOLS

Prime Sponsor: Senator Fraser

** Signed by the Governor*

- The Department of Ecology is required to develop an annual awards program to promote waste reduction and recycling in private schools, grades kindergarten through high school.
- Awards must be given to schools that achieve the greatest level of waste reduction and recycling and may be in amounts of up to \$5,000 per school.

HB 2263: REGARDING THE PHOSPHORUS CONTENT IN DISHWASHING DETERGENT

Prime Sponsor: Representative Blake

** Signed by the Governor*

- Prohibitions on sale or distribution for sale of dishwashing detergent containing 0.5 percent or more phosphorus by weight beginning July 1, 2008 are eliminated for Clark County, retained for Spokane County, and revised for Whatcom County to permit sale of single-use packages containing no more than two grams of phosphorus.
- A statewide prohibition beginning July 1, 2010 is also retained.

E2SHB 2533: CONCERNING ATTACHMENTS TO UTILITY POLES OF LOCALLY REGULATED UTILITIES

Prime Sponsor: Representative McCoy

(SB 6585 Senator Murray)

** Signed by the Governor*

- Requires locally regulated utilities to establish just and reasonable pole attachment rates using standard industry rate-setting methodologies.
- Requires locally regulated utilities to determine if pole attachment applications are complete within 45 days, and then accept or reject those applications within 60 days.
- Specifies that applications can only be denied where there is: (a) insufficient capacity; or (b) safety, reliability, or engineering concerns.

SHB 2559: CREATING A STATEWIDE HIGH-SPEED INTERNET DEPLOYMENT AND ADOPTION INITIATIVE

Prime Sponsor: Representative Hudgins

**SHB 2559 was not enacted, but its provisions are substantially similar to those in E2SSB 6438.*

SHB 2639: REGARDING THE PROCUREMENT OF RENEWABLE RESOURCES

Prime Sponsor: Representative Takko

(SB 6658 Senator Murray)

** Signed by the Governor*

- Public agencies are authorized to enter into joint or cooperative agreements with limited liability companies, in addition to other types of private entities.
- Public utility districts (PUDs) and other public entities are authorized to enter into cooperative ventures to plan, finance, acquire, construct, operate and maintain electric generating plants powered by renewable energy.
- Agreements must provide that participating public entities own interests equal to the percentage of money or property they supplied for the undertaking, and that they own and control a like percentage of the electrical output.
- Any entity in which a PUD participates, either directly or as co-owner of a separate legal entity, in constructing or developing a renewable energy project must comply with the state Public Works Act, requiring contractors to pay their employees prevailing wages.

E2SHB 2647: REGARDING THE CHILDREN'S SAFE PRODUCTS ACT

Prime Sponsor: Representative Dickerson

(SB 6530 Senator Regala)

** Signed by the Governor/partial veto*

- Prohibits the sale, manufacture, and distribution of children's products containing certain levels of lead, cadmium, and phthalates.
- Requires the Department of Ecology (Ecology) to identify chemicals of high concern for children, by January 1, 2009.
- Requires manufacturers to notify Ecology of products containing chemicals of high concern.
- Requires manufacturers to recall and reimburse retailers for any prohibited children's products.
- ~~Requires Ecology to adopt rules to finalize the list of high priority chemicals that are of high concern for children by January 1, 2010. (PV)~~

E2SHB 2815: PROVIDING A FRAMEWORK FOR REDUCING GREENHOUSE GAS EMISSIONS IN THE WASHINGTON ECONOMY

Prime Sponsor: Representative Dunshee

(SSB 6516 Senator Pridemore)

** Signed by the Governor*

- Requires the state to limit greenhouse gas (GHG) emissions to meet the GHG reduction goals.
- Requires the Department of Ecology (Ecology) to submit a GHG reduction plan for review and approval to the Legislature by December 1, 2008.
- Requires Ecology to develop and implement a system for monitoring and reporting GHG emissions.
- Requires the Department of Transportation to adopt statewide goals to reduce the annual per capita vehicle miles traveled by 2050, consistent with Executive Order 07-02.
- Establishes the Green Economy Jobs Growth Initiative based on the goal of increasing the number of clean energy sector jobs.

E2SHB 2817: CONCERNING MOTOR VEHICLES, VEHICLES, AND VESSELS

Prime Sponsor: Representative Campbell

** Signed by the Governor*

- Cities or counties must prohibit use or removal of vehicles or vessels contaminated by hazardous chemicals and require disposal or decontamination after local health officers issue orders of unfitness and prohibition on use.
- Owners must dispose of or decontaminate vehicles or vessels using authorized contractors or under plans approved by local health officers within 30 days of notice. Local health officers or law enforcement agencies may act if owners fail to act.
- Owners may forfeit their property and are, with certain exceptions, responsible for costs.
- The Department of Licensing (DOL) must place notice on titles of unfitness and prohibition on use. Following issuance of a release for reuse, DOL will place notice of the release on the title.
- A person is guilty of a gross misdemeanor if they advertise or sell a vehicle or vessel and they either knew that it had been declared unfit and prohibited from use, or a notice had been placed on the title. A person may advertise or sell a vehicle or vessel when a release for reuse has been issued or placed on the title.
- Liability of a tow-operator removing contaminated vehicles is limited. Law enforcement agencies must pay costs if the owner does not pay within 30 days, and may seek reimbursement.

E2SHB 3186: AUTHORIZING THE CREATION OF BEACH MANAGEMENT DISTRICTS

Prime Sponsor: Representative Nelson

(SSB 6508 Senator Eide)

** Signed by the Governor/partial veto*

- Permits a county or a city to create a Beach Management District (BMD) to finance the improvement and maintenance of beaches within its boundaries.
- Requires BMDs undertaking control and removal of aquatic plants or vegetation to develop plans in consultation with the appropriate federal, state, and local agencies.
- ~~Requires state agencies to provide technical assistance to BMDs to ensure that proposed beach management plans and activities are consistent with applicable federal, state, and local laws and the Puget Sound Partnership's Action Agenda. (PV)~~
- Authorizes the control and removal of native aquatic plants or vegetation in Dumas Bay and Fauntleroy Cove, as monitored and assessed by the Department of Ecology.

WAYS & MEANS

786-7715

2ESSB 5905: CONCERNING CERTIFICATE OF CAPITAL AUTHORIZATION

Prime Sponsor: Senator Franklin

(HB 2063 Representative Fromhold)

** Signed by the Governor*

- The Department of Social and Health services is required to adopt a prioritized system to approve public funding for nursing home renovations and construction instead of the current first-come, first-served system.
- First priority is given to renovations or construction that would utilize innovative building designs that create a more home-like setting. Other projects are prioritized based on those nursing homes that have gone the longest without major renovation or construction.

SSB 5256: PROVIDING FOR THE EXCLUSION OF VETERANS BENEFITS FROM THE INCOME CALCULATION FOR THE RETIRED PERSON PROPERTY TAX RELIEF PROGRAM

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- Federal disability compensation and federal dependency and indemnity compensation awarded to disabled veterans may be deducted from the calculation of disposable income to qualify for the retired person property tax relief program.

SSB 6178: PROVIDING A FIFTY PERCENT PROPERTY TAX DEFERRAL FOR HOUSEHOLDS WITH INCOME OF FIFTY-SEVEN THOUSAND DOLLARS OR LESS

Prime Sponsor: Senator Kauffman

(HB 2417 Representative Seaquist)

** Signed by the Governor on November 29, 2007 (2007 Special Session)*

- Beginning in 2008, a homeowner may defer the second half of their real property taxes or special assessments if their income is less than \$57,000, and they have owned their home for five years.
- The total amount deferred by a claimant must not exceed 40 percent of the amount of the claimants equity value in the residence.
- A claimant must file an application to the county assessor no later than September 1 of the year in which the deferral is sought.

SB 6196: MODIFYING DEFINITIONS APPLICABLE TO LOCAL INFRASTRUCTURE FINANCING TOOL PROGRAM DEMONSTRATION PROJECTS

Prime Sponsor: Senator Pridemore

(HB 2485 Representative Fromhold)

** Signed by the Governor*

- Amends the Local Infrastructure Financing Tool program to allow the tax activities in the base year of a demonstration project to be zero if the sponsoring government reasonably determines that no local excise tax distributions were received during a five-month period from August 1, 2008, to December 31, 2008.

SB 6216: AUTHORIZING OF THE GOVERNOR TO ENTER INTO A CIGARETTE TAX CONTRACT WITH THE SHOALWATER BAY TRIBE

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- Allows the Governor to enter into a cigarette tax contract with the Shoalwater Bay Tribe.

SSB 6224: MODIFYING THE INTEREST ACCRUAL METHODOLOGY FOR VENDOR OVERPAYMENTS

Prime Sponsor: Senator Keiser

(HB 2592 Representative Morrell)

** Signed by the Governor*

- When calculating the accrual of interest on vendor overpayments, the Department of Social and Health Services must use the 30-day after date of notice methodology.
- The interest accrual methodology based on 90 days from date of overpayment is eliminated.

SSB 6297: CHANGING ELECTED PROSECUTING ATTORNEY SALARIES

Prime Sponsor: Senator Prentice

(HB 2645 Representative Ericks)

** Signed by the Governor*

- Changes the amount the state contributes towards the salary of the elected county prosecuting attorney.
- The contribution is currently 50 percent of the salary, as set by the county.
- The contribution will be set to 50 percent of the salary of a Superior Court judge, as set by the Washington Citizens' Commission on Salaries for Elected Officials.
- Each county must continue to contribute an amount equal to its Fiscal Year 2008 contribution.

SB 6335: CONCERNING THE HOMELESS FAMILIES SERVICES FUND

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- Appropriates \$6 million from the state General Fund for expenditure in the Homeless Families Services Fund (Fund).
- The Fund may be used to provide state matching funds for housing-based supportive services for homeless families.

SB 6375: PROVIDING A SALES TAX EXEMPTION FOR CERTAIN TRAIL GROOMING SERVICES

Prime Sponsor: Senator Hatfield

** Signed by the Governor*

** HB 1404 was not enacted, but the provisions are substantially similar to those in SB 6375.*

- Exempts trail grooming services provided to the state and nonprofit corporations from sales tax.

SSB 6389: EXEMPTING CERTAIN MILITARY HOUSING FROM PROPERTY AND LEASEHOLD EXCISE TAXES

Prime Sponsor: Senator Brown

** Signed by the Governor*

- Property and improvements of property belonging to the United States used to house military personnel and their families, pursuant to the federal Military Housing Privatization Initiative of 1996, are exempt from the property tax and the leasehold excise tax.

SSB 6423: STRENGTHENING THE TAX CREDIT AND MODIFYING THE GOVERNING BOARD OF A WASHINGTON MOTION PICTURE COMPETITIVENESS PROGRAM

Prime Sponsor: Senator Brown

(HB 2872 Representative Kenney)

** Signed by the Governor*

- Washington Film Works may provide more than \$1 million in funding assistance to a movie or television production to be used towards costs of its in-state production.

- A person who makes financial contributions to the Washington Film Works is eligible for a B&O tax credit of the lesser of \$1 million or 100 percent of the amount contributed.
- The terms of the Washington Film Works Board of Directors are modified to staggered four-year terms.

2SSB 6468: CONCERNING THE TAXATION OF HONEY BEEKEEPERS

Prime Sponsor: Senator King

(HB 2751 Representative Chandler)

- Exempts the income of registered apiarists from the B&O tax on the wholesale sale of honey and honey bee products, B&O tax on bee pollination services, and the sales and use tax on the sale of pollinating bees.
- These exemptions expire July 1, 2013.

ESSB 6573: PROVIDING ADDITIONAL REVENUES FOR PUBLIC SAFETY

Prime Sponsor: Senator Kilmer

(HB 2962 Representative Kelley)

** Signed by the Governor*

- Following any biennium in which state revenues increased at least 5 percent over the previous biennium, a portion of the revenue increase will be transferred to a new Local Public Safety Enhancement Account (LPSEA).
- The biennial transfer amount will increase gradually up to \$50 million in 2017.
- Half of the funds placed in the LPSEA will be used to fund retirement benefit enhancements for members of the Law Enforcement Officers' and Fire Fighters' Retirement System, Plan 2 (LEOFF 2).
- The other half of the LPSEA funds will be distributed to local governments for public safety purposes.

2SSB 6626: CREATING A SALES AND USE TAX DEFERRAL PROGRAM FOR ELIGIBLE INVESTMENT PROJECTS IN COMMUNITY EMPOWERMENT ZONES

Prime Sponsor: Senator Kilmer

(SHB 3099 Representative Kelley)

** Signed by the Governor*

- Construction of corporate headquarters in a community empowerment zone qualifies for deferrals of sales and use taxes that would normally be incurred in the course of the construction.
- The deferred taxes need not be repaid if the recipient of the deferral continues to meet the eligibility requirements.
- There is a minimum investment of \$30 million to qualify.
- There is also a minimum 300 full-time employees earning at least the average annual state wage to qualify.

ESB 6629: MAKING CLARIFICATIONS TO THE NURSING FACILITY MEDICAID PAYMENT SYSTEM IN RELATION TO THE USE OF MINIMUM OCCUPANCY IN SETTING COST LIMITS AND APPLICATION OF THE STATEWIDE AVERAGE PAYMENT RATE SPECIFIED IN THE BIENNIAL APPROPRIATIONS ACT

Prime Sponsor: Senator Franklin

(HB 3013 Representative Cody)

** Signed by the Governor*

- Makes retroactive, curative, and remedial changes to the law effective to July, 1, 1998, to clarify ambiguities in the statute governing payments to nursing homes for Medicaid residents.
- Clarifies that the minimum occupancy adjustments are applied prior to the calculation of median cost limits for support services and therapy care.

- Clarifies what action the Department of Social and Health Services is to take to prevent a legal order or settlement for a prior year from causing the total average statewide payment rate for all facilities to exceed the limit on rates specified in the operating budget for that prior year.
- Clarifies that effective July 1, 2007, direct care rates are to be based on actual occupancy of residents, regardless of whether a facility increases its number of beds. This results in an increase to certain nursing home payments for direct care in fiscal years 2008 and 2009.

SB 6638: REALLOCATING EXISTING LODGING TAXES FOR HERITAGE AND ARTS PROGRAMS IN A COUNTY WITH A POPULATION OF ONE MILLION OR MORE

Prime Sponsor: Senator Murray

(HB 3054 Representative Hunter)

** Signed by the Governor*

- The 40 percent distribution of arts and heritage funds from the hotel-motel tax is no longer distributed to the arts endowment fund, but instead is distributed to an account dedicated to arts and heritage programs.
- At the time the bonds used to pay for the repairs to the Kingdome are retired, the county hotel-motel tax will be distributed into the account dedicated to the arts and heritage programs until December 31, 2015.
- Beginning January 1, 2021, at least 37.5 percent of the county hotel-motel tax revenues will be distributed to the account dedicated to the arts and heritage programs.
- The changes in the distributions of funds for arts and heritage programs, revert back to the current law July 1, 2009.

ESB 6641: PROVIDING THAT VOTER-APPROVED INCREASES IN PROPERTY TAX LEVY LIMITATIONS FOR A MULTIYEAR PERIOD OF UP TO SIX YEARS DO NOT PERMANENTLY INCREASE A TAXING DISTRICT'S LEVY BASE, UNLESS OTHERWISE PROVIDED IN THE BALLOT PROPOSITION

Prime Sponsor: Senator Regala

(HB 2545 Representative Hunter)

** Signed by the Governor*

- For both multi-year and single-year lid lifts, taxing districts are required to explicitly indicate in any lid-lift ballot proposition that the district's levy base will be permanently increased.
- If the ballot proposition does not expressly indicate that the final levy will be used for the purpose of computing subsequent levies, the levy base increase is presumed temporary.

SB 6657: INCLUDING SALARY BONUSES FOR INDIVIDUALS CERTIFIED BY THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS AS EARNABLE COMPENSATION

Prime Sponsor: Senator Murray

(HB 3021 Representative Conway)

** Signed by the Governor*

- The definition of salary used in the Plans 1, 2, and 3 of the Teachers' Retirement System (TRS 1, 2, and 3) is amended to allow the inclusion of bonuses paid to teachers certified by the National Board for Professional Teaching Standards (NBPTS).
- Teachers receiving bonuses for NBPTS certification make retirement system contributions from the bonus payments and may earn a higher retirement allowance as a result of the salary increase.

ESB 6663: IMPROVING TAX PROGRAM ADMINISTRATION BY CORRECTING, CLARIFYING, ELIMINATING, REPEALING, AND DECODIFYING STATUTES RELATED TO THE DEPARTMENT OF REVENUE

Prime Sponsor: Senator Schoesler

** Signed by the Governor*

- Simplifies the tax code by providing technical corrections, repealing several obsolete provisions, removing extraneous language, and clarifying statutory provisions.

SB 6722: CREATING THE CLEANUP SETTLEMENT ACCOUNT

Prime Sponsor: Senator Regala

(HB 2916 Representative Campbell)

** Signed by the Governor*

- Creates a new appropriated account, the Cleanup Settlement Account, to be administered by the Department of Ecology (Ecology).
- The account will receive deposits from settlement agreements and court orders that direct payment to the state to resolve a company's liability or potential liability for polluting a specific site. In addition, the account will receive its proportionate share of interest earnings.
- Ecology is directed to track money received, interest earned, and expenditures made for each site individually.

ESSB 6760: CONCERNING THE DEVELOPMENTAL DISABILITIES TRUST ACCOUNT

Prime Sponsor: Senator Regala

** Signed by the Governor*

- Adds Yakima Valley School and Francis Haddon Morgan Center as residential habilitation centers that can have proceeds from the use of its excess property deposited into the Developmental Disabilities Community Trust Account.

SB 6799: CONCERNING THE SOURCING, FOR SALES AND USE TAX PURPOSES, OF SALES OF TANGIBLE PERSONAL PROPERTY BY FLORISTS

Prime Sponsor: Senator Regala

(HB 2543 Representative Hunter)

** Signed by the Governor*

- Florists are allowed to continue using origin-based sourcing, including FTD sales, which will continue to be sourced to the location of the florist taking the order.

ESSB 6809: PROVIDING A TAX EXEMPTION FOR WORKING FAMILIES MEASURED BY THE FEDERAL EARNED INCOME TAX CREDIT

Prime Sponsor: Senator Pridemore

(SHB 3234 Representative Green)

** Signed by the Governor*

- Provides a state sales tax exemption, in the form of remittance, equal to a percentage of the federal Earned Income Tax Credit (EITC).
- In 2009 and 2010 the remittance equals the greater of 5 percent of the prior year's EITC or \$25.
- In 2011 and thereafter, the remittance equals the greater of 10 percent of the prior year's EITC or \$50.
- The Legislature must approve the exemption program in the state omnibus appropriations act.
- The Department of Revenue's costs for the exemption program are limited to initial start-up costs.

SB 6818: PROMOTING TRANSPARENCY IN STATE EXPENDITURES

Prime Sponsor: Senator Oemig

** Signed by the Governor/partial veto*

- The Legislative Evaluation and Accountability Program (LEAP) Committee is directed to make publicly available a state expenditure information website that contains state expenditure and budget information, state agency workloads and performance measurements, and state agency personal services contracts.
- ~~The LEAP Committee must also create a public website specific to K-12 education funding.~~ (PV)

SSB 6828: CONCERNING THE EXCISE TAXATION OF THE AEROSPACE INDUSTRY

Prime Sponsor: Senator Marr

(HB 3245 Representative Liias)

** Signed by the Governor*

- Extends the aerospace tax incentives to include tooling manufacturers, Federal Aviation Regulation Part 145 certified repair stations, and design/engineering services.
- The aerospace tax program includes reduced business and occupation (B&O) tax rates, B&O preproduction tax credits, B&O tax credits for property taxes, and sales and use tax exemptions for computer hardware and software.
- The sale of parts to the manufacturer of a commercial plane is deemed to take place at the site of final testing or inspection.

SSB 6851: CONCERNING THE DOCUMENTATION REQUIRED IN ORDER TO OBTAIN A REAL ESTATE EXCISE TAX EXEMPTION AT THE TIME OF INHERITANCE

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- A surviving spouse or domestic partner may receive an exemption from the real estate excise tax without the currently required documents, if the surviving spouse shows a certified copy of the death certificate and signs an affidavit affirming that he or she is the sole and rightful heir to the property.

HB 1404: PROVIDING A SALES TAX EXEMPTION FOR CERTAIN TRAIL GROOMING SERVICES

Prime Sponsor: Representative Wallace

**HB 1404 was not enacted, but the provisions are substantially similar to those in SB 6375.*

3SHB 2053: PROVIDING FOR IMPROVED AVAILABILITY OF MOTOR VEHICLE FUEL DURING POWER OUTAGES OR INTERRUPTIONS IN ELECTRICAL SERVICE

Prime Sponsor: Representative Goodman

** Signed by the Governor*

- A business and occupation tax credit is provided for gasoline service stations for costs associated with acquiring alternative power generation devices.
- The amount of tax credit is limited to 50 percent of the cost of such devices, up to a maximum of \$25,000 per taxpayer.
- An overall cap of \$750,000 per biennium applies to the total credits under the program.
- The credit will expire at the end of Fiscal Year 2011.

HB 2416: REINSTATING THE ONE PERCENT PROPERTY TAX LIMIT FACTOR ADOPTED BY THE VOTERS UNDER INITIATIVE MEASURE NO. 747

Prime Sponsor: Representative Hurst

(SB 6177 Senator Kilmer)

** Signed by the Governor on November 29, 2007 (2007 Special Session)*

- Regular property tax growth levies at the district level are limited to no more than 1 percent growth annually, which enacts the substantive provisions adopted by the voters under I-747.
- The provisions are retroactive to, and prospective from, taxes levied for collection in 2002.

HB 2437: AUTHORIZING PUBLIC WORKS BOARD PROJECTS

Prime Sponsor: Representative Seaquist

(SB 6182 Senator Fraser)

** Signed by the Governor*

- Authorizes 52 Public Works Board loans totaling \$278 million: ten domestic water projects totaling \$48.8 million; 34 sanitary sewer projects totaling \$187 million; six road projects totaling \$39.8 million; and two solid waste projects totaling \$2.4 million.
- All loans must be made with a 0.5 percent interest rate.

HB 2460: CONCERNING THE LEASEHOLD EXCISE TAX EXEMPTION FOR CERTAIN AMPHITHEATER PROPERTY

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- The leasehold excise tax exemption for certain amphitheatres is amended to specify that the county population had to be within the indicated range at the time the facility first opened to the public.

HB 2510: ALLOWING MEDICARE ONLY HEALTH INSURANCE BENEFITS FOR CERTAIN EMPLOYEES OF POLITICAL SUBDIVISIONS UNDER A DIVIDED REFERENDUM PROCESS

Prime Sponsor: Representative Simpson

(SB 6446 Senator Eide)

** Signed by the Governor*

- Law enforcement officers, firefighters, and other public employees may participate in Medicare through a divided referendum process, in which an employee group is divided into participant and non-participant sections based on each individual's choice.
- The implementation of the divided referendum procedure will have no impact on the retirement benefit rights of current or future retirees.

HB 2542: PROVIDING FOR THE ENFORCEMENT OF CIGARETTE TAXES THROUGH REGULATION OF STAMPED AND UNSTAMPED CIGARETTES

Prime Sponsor: Representative Ericks

(SB 6270 Senator Prentice)

** Signed by the Governor*

- Amends existing cigarette tax laws and regulations by updating the threshold quantity of unstamped cigarettes prohibited by federal law.
- Establishes the same crime for possessing or receiving unstamped cigarettes as in current law for transporting unstamped cigarettes.
- Requires advance notice to the Liquor Control Board of receipt of unstamped cigarettes.

HB 2544: CONCERNING TAX EXEMPTIONS FOR TEMPORARY MEDICAL HOUSING PROVIDED BY HEALTH OR SOCIAL WELFARE ORGANIZATIONS

Prime Sponsor: Representative Hunter

(SB 6623 Senator Marr)

** Signed by the Governor*

- Temporary medical housing provided by a non profit organization are exempt from sales taxes and lodging taxes.
- To qualify, the housing must be provided to the patient or patient's family while the patient is receiving medical treatment at a hospital licensed in Washington, or an affiliated outpatient clinic.

SHB 2585: CONCERNING THE BUSINESS AND OCCUPATION TAXATION OF NEWSPAPER-LABELED SUPPLEMENTS

Prime Sponsor: Representative McIntire

(SB 6219 Senator Prentice)

** Signed by the Governor*

- The definition of a newspaper is changed to include the electronic versions of the newspaper.
- The result of this change, is that newspaper sales of advertising on the internet are taxed at the lower business and occupation rate of 0.484 percent instead of 1.5 percent.
- The definition change is effective from July 1, 2008 to July 1, 2011.

HB 2650: AUTHORIZING A CIGARETTE TAX AGREEMENT BETWEEN THE STATE OF WASHINGTON AND THE YAKAMA NATION

Prime Sponsor: Representative Santos

(SB 6414 Senator Prentice)

** Signed by the Governor*

- Allows the Governor to enter into a cigarette tax contract with the Yakama Nation. Under the eight year renewable agreement the Yakama Nation must impose a tax on the sales of cigarettes by tribal retailers.
- The tax must be 80 percent of the state cigarette tax rate during the agreement's first six years; 84 percent during the seventh year; and 87.6 percent during the eighth year.
- All revenues must be used for essential government services.
- The compact does not require revenue sharing with the state.
- The agreement requires information sharing, including transport of cigarettes, keeping of records, reporting, notice, inspection, audit, and sales to customers outside the jurisdiction of the Yakama Nation.
- The compact must provide that the state has the authority for unannounced inspection of tribal retailers to verify compliance with stamping and pricing provisions.

HB 2652: TRANSFERRING THE DEPENDENT CARE ASSISTANCE PROGRAM TO THE HEALTH CARE AUTHORITY BY COORDINATING BENEFIT PLANS THAT ALLOW STATE AND PUBLIC EMPLOYEES TO PAY ON A PRETAX BASIS

Prime Sponsor: Representative Morrell

(SB 6303 Senator Pflug)

** Signed by the Governor*

- Transfers the administration of the Dependent Care Assistance Program from the Department of Retirement Systems to the Health Care Authority.

HB 2678: RESTORING THE PREFERENTIAL TIMBER INDUSTRY BUSINESS AND OCCUPATION TAX RATE TO THE MANUFACTURE OF ENVIRONMENTALLY RESPONSIBLE SURFACE MATERIAL PRODUCTS FROM RECYCLED PAPER

Prime Sponsor: Representative Kessler

(SB 6326 Senator Hargrove)

** Signed by the Governor*

- The reduced business and occupation tax (B&O) rate for timber products containing recycled paper and resin is restored.
- Timber products that are eligible for the lower (B&O) tax rate include recycled paper that is used in manufacturing of biocomposite surface products made from recycled paper and resin.
- The Act is retroactive to July 1, 2007, to provide remedial relief to businesses who were intended to be included in the lower rate.

ESHB 2687: MAKING 2008 OPERATING SUPPLEMENTAL APPROPRIATIONS

Prime Sponsor: Representative Sommers

(SB 6378 Senator Prentice)

** Signed by the Governor/partial veto*

- The 2007-09 biennial operating appropriations for various agencies and programs are modified, including K-12 education, human services' agencies, higher education, natural resources' agencies, and general government programs.
- *The Governor vetoed 76 sections or subsections, reducing state General Fund appropriations by \$15.082 million for the 2007-09 biennium. (PV)*

HB 2700: CREATING THE MILITARY DEPARTMENT ACTIVE STATE SERVICE ACCOUNT

Prime Sponsor: Representative O'Brien

(SB 6342 Senator Rasmussen)

** Signed by the Governor*

- Creates the Military Department Active State Service Account as an appropriated account.

ESHB 2765: MAKING 2008 SUPPLEMENTAL CAPITAL APPROPRIATIONS

Prime Sponsor: Representative Fromhold

(SB 6461 Senator Fraser)

** Signed by the Governor/partial veto*

- The 2007-09 biennial capital construction appropriations for various agencies and programs are modified.
- *The Governor vetoed seven items for a net reduction of \$86,000 in total funds and a net increase of \$64,000 in bond funding. (PV)*

ESHB 2847: CREATING A SALES AND USE TAX EXEMPTION OF MATERIALS AND SERVICES USED IN THE WEATHERIZATION ASSISTANCE PROGRAM

Prime Sponsor: Representative Ormsby

(SB 6746 Senator Brown)

** Signed by the Governor*

- A sales tax exemption is provided for materials used to weatherize homes in the low-income Weatherization Assistance Program administered by the Department of Community, Trade and Economic Development.

HB 2887: AUTHORIZING THE PURCHASE OF AN INCREASED BENEFIT MULTIPLIER FOR PAST JUDICIAL SERVICE FOR JUDGES IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- Judges and justices in the Public Employees' Retirement System (PERS) may purchase an enhanced judicial benefit multiplier for periods of past judicial service, at the time of retirement.
- A member purchasing the upgraded service multiplier must pay 5 percent of the salary earned during the period for which the multiplier is being purchased, plus interest.
- Members of PERS with prior judicial service who are not currently working as judges may purchase the judicial benefit multiplier for prior periods of judicial service during a one-time window from January 1, 2009, to June 30, 2009.

HB 2949: DESIGNATING NONAPPROPRIATED EXPENSES OF THE LIQUOR CONTROL BOARD PAID FROM THE LIQUOR REVOLVING FUND

Prime Sponsor: Representative Linville

** Signed by the Governor*

- The cost of operating, maintaining, and leasing state liquor stores and warehouses are changed from appropriated to nonappropriated expenses, but continue to fall under allotment procedures.
- The cost of opening additional state stores and warehouses continues to be appropriated.

HB 3019: ADDRESSING SERVICE CREDIT FOR MEMBERS WORKING A PARTIAL YEAR IN PLANS 2 AND 3 OF THE TEACHERS' RETIREMENT SYSTEM AND THE SCHOOL EMPLOYEES' RETIREMENT SYSTEM

Prime Sponsor: Representative Fromhold

(SB 6654 Senator Kilmer)

** Signed by the Governor*

- Educational employees belonging to Plans 2 or 3 of the Teachers' Retirement System (TRS) or the School Employees' Retirement System (SERS) are entitled to receive at least six months' service credit for working 630 hours or more over the course of at least five months of a school year.

HB 3024: PURCHASING SERVICE CREDIT IN PLAN 2 AND PLAN 3 OF THE TEACHERS' RETIREMENT SYSTEM FOR PUBLIC EDUCATION EXPERIENCE PERFORMED AS A TEACHER IN A PUBLIC SCHOOL IN ANOTHER STATE OR WITH THE FEDERAL GOVERNMENT

Prime Sponsor: Representative Conway

(SB 6656 Senator Schoesler)

** Signed by the Governor*

- The amount of service credit that must be earned in the Plan 2 or Plan 3 of the Teachers' Retirement System (TRS) before a member can purchase out-of-state service credit at full actuarial cost is reduced from five years to two years.

SHB 3120: REQUIRING A STUDY ON TAX INCENTIVES TO ENCOURAGE GREEN BUILDING

Prime Sponsor: Representative Rolfes

(SB 6773 Senator Kastama)

** Signed by the Governor*

- The Department of Community, Trade and Economic Development must conduct a study of the effectiveness of tax incentives to encourage green building and report to the Legislature by December 1, 2008.
- The Department of Revenue is directed to provide tax-related data in support of the study.

SHB 3126: CLARIFYING THE INTERACTION OF THE STREAMLINED SALES AND USE TAX LEGISLATION AND THE POWER OF LOCAL GOVERNMENTS TO LICENSE AND TAX

Prime Sponsor: Representative Loomis

(SB 6917 Senator Stevens)

** Signed by the Governor*

- Businesses may not be required to be licensed and/or be taxed in a local jurisdiction simply because they are registered or are complying with the streamline sales and use tax agreement.

SHB 3149: CHANGING STATE INVESTMENT BOARD PERSONNEL COMPENSATION PROVISIONS

Prime Sponsor: Representative Sommers

(SB 6755 Senator Brown)

** Signed by the Governor*

- A State Investment Board retention pool is established to reward performance with incentive compensation and to address recruitment and retention problems pursuant to a performance management and compensation program developed by the board, based on a biennial compensation survey. The pool is subject to appropriation.

HB 3151: EXTENDING THE COMMENCEMENT-OF-CONSTRUCTION DATE FOR A SALES AND USE TAX FOR PUBLIC FACILITIES DISTRICTS IN NATIONAL DISASTER COUNTIES

Prime Sponsor: Representative Alexander

(SB 6905 Senator Swecker)

** Signed by the Governor*

- The date the Lewis County Public Facility District must commence construction of a regional center, to collect the 0.033 percent credit against the state sales and use tax, is extended from January 1, 2009, to January 1, 2011.

HB 3188: EXEMPTING WASTE VEGETABLE OIL FROM EXCISE TAX

Prime Sponsor: Representative Roach

** Signed by the Governor*

- Waste vegetable oil used for the production of biodiesel fuel for personal use is exempt from the special fuel tax, sales tax, and use tax.

HB 3275: REVISING THE TAXATION OF GROCERY DISTRIBUTION COOPERATIVES

Prime Sponsor: Representative Linville

(6844 SB Senator Spanel)

** Signed by the Governor*

- Amends the current deduction for wholesales by grocery distribution cooperatives to allow the same tax treatment as if an eligible cooperative is acquired by another grocery distribution cooperative.

SHB 3283: RELIEVING ACTIVE DUTY MILITARY PERSONNEL OF INTEREST AND PENALTIES ON DELINQUENT EXCISE TAXES

Prime Sponsor: Representative Herrera

** Signed by the Governor*

- Penalties or interest for state excise tax purposes may be waived or cancelled for a two-year period if the majority owner is a member of the armed forces.
- To be eligible the person must be: (1) on active duty; (2) participating in an armed conflict; and (3) assigned to a location outside of the United States.
- Also, the business's gross income cannot exceed \$1 million for the year prior to when the owner was assigned to military service outside of the country.

ESHB 3303: CONCERNING TAX INCENTIVES FOR CERTAIN POLYSILICON MANUFACTURERS

Prime Sponsor: Representative Grant

(SB 6866 Senator Delvin)

** Signed by the Governor*

- Provides a business and occupation (B&O) tax credit equal to 7.5 percent of qualified preproduction development expenditures for polysilicon manufacturers located in a county along the boundary between Washington and Oregon with a population greater than 50,000 and less than 100,000.
- Credits are capped at \$1 million per year.

ESHB 3329: PRIORITIZING FOUR-YEAR HIGHER EDUCATION INSTITUTIONS' CAPITAL PROJECT REQUESTS

Prime Sponsor: Representative Fromhold

(SB 6903 Senator Fraser)

** Signed by the Governor*

- Transfers responsibility for scoring and prioritizing capital budget proposals at the public four-year institutions from the colleges themselves to the Office of Financial Management (OFM).
- Directs OFM to consult with the legislative fiscal committees and with the Joint Legislative Audit and Review Committee in designing the prioritization process and ranking system.
- Establishes a system under which the Governor and Legislature will receive five different ranked project lists, rather than a single list. The five categories are enrollment growth; facility renovation; research to promote economic growth; major infrastructure; and other. Projects may be proposed in only one category according to their primary purpose.
- Directs OFM to conduct a higher education capital facilities financing study. The study is to report on financing methods in other states; options for reducing costs through methods such as distance learning and increased evening and weekend course offerings; and alternative means of paying for facilities.

EHB 3360: INCREASING THE AVAILABILITY OF FUNDS FOR THE TIME CERTIFICATE OF DEPOSIT INVESTMENT PROGRAM

Prime Sponsor: Representative Hasegawa

** Signed by the Governor*

- Increases the amount of state funds used in the "linked deposit" program, which deposits state monies in certificates of deposit at various banks and other financial institutions at below-market interest rates. These below-market rates are then passed on in loans to qualified businesses.

- Provides a \$25 million increase in the program for minority and women-owned businesses, and \$15 million for a new program for veteran-owned businesses.

HB 3362: PROVIDING TAX INCENTIVES TO ENCOURAGE BUSINESSES TO PURCHASE HIGHLY ENERGY EFFICIENT EQUIPMENT

Prime Sponsor: Representative Kelley

** Signed by the Governor*

- Authorizes a new business and occupation (B&O) tax credit equal to 8.8 percent of the purchase price of certain types of commercial appliances which carry Energy Star or Consortium for Energy Efficiency ratings for energy-efficiency for businesses with a yearly gross income under \$750,000.
- To qualify for the credit, the firm's gross income for the prior calendar year must not exceed \$750,000.
- Eligible purchases of energy-efficient appliances must be made on or after July 1, 2008, and before July 1, 2010.
- By December 30, 2010, the Department of Community, Trade and Economic Development is required to report on the energy and cost savings as a result of this tax incentive.

SHB 3374: REGARDING GENERAL OBLIGATION BONDS FOR FLOOD HAZARD MITIGATION PROJECTS AND SCHOOL FACILITIES

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- Authorizes the issuance of \$50 million in new state general obligation bonds for federally matched flood hazard mitigation projects and other projects throughout the Chehalis River basin.
- Authorizes the issuance of \$100 million in state general obligation bonds for skill centers and for other school construction purposes.

HB 3375: APPROPRIATING FUNDS FOR CATASTROPHIC FLOOD RELIEF

Prime Sponsor: Representative Alexander

** Signed by the Governor*

- The sum of \$50 million is appropriated to the Office of Financial Management working with and through other state agencies, the Chehalis Basin Flood Control Authority, and other local governments to participate in flood hazard mitigation projects for the Chehalis River basin.

EHB 3381: RELATING TO FEES TO IMPLEMENT PROGRAMS THAT PROTECT AND IMPROVE WASHINGTON'S HEALTH, SAFETY, EDUCATION, EMPLOYEES, AND CONSUMERS

Prime Sponsor: Representative Sommers

** Signed by the Governor*

- Pursuant to Initiative 960, the state Legislature authorizes state agency fees for the Departments of Labor & Industries, Health, Agriculture, Licensing, and Financial Institutions.

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